

**AUBURN CITY COUNCIL
REGULAR SESSION AGENDA**

City Hall, Council Chambers
1225 Lincoln Way, Auburn, CA 95603

June 10, 2013

Closed Session 5:45 p.m.

Regular Session 6:00 p.m.

Meeting facilities are accessible to persons with disabilities. Requests for Assistive Listening Devices or other considerations should be made through the City Clerk's Office at (530) 823-4211, Ext. #112

CALL TO ORDER

ROLL CALL

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6

1. Conference with Labor Negotiators:

(G.C. 54957.6)

Agency Designated Representatives: Robert Richardson

Employee Group: All Units

REPORT OUT OF CLOSED SESSION

PLEDGE OF ALLEGIANCE by Troop 779

**MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/
ANNOUNCEMENTS**

United States Army Week Proclamation

Auburn Daybreak Rotary Certificate of Appreciation

AGENDA APPROVAL

This is the time set aside for council members and/or the public to ask for removal, postponement or a change to the listed sequence of an agenda item.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine in nature and will be approved by one blanket motion with a roll call vote.

There will be no separate discussion of these items unless persons request specific items to be removed from the Consent Calendar for discussion and separate action. Any items removed will be considered after the motion to approve the Consent Calendar.

1. **Minutes** **Pages 7-22**
By **MOTION**, approve the City Council minutes of 5/13/2013 and 5/20/2013.
2. **Warrants** **Pages 23-26**
By **RESOLUTION**, ratify and approve payment of warrants 82148 through 82383 totaling \$1,220,458.53.
3. **Appropriations Limit for FY 2013-14** **Pages 27-32**
By **RESOLUTION**, adopt the Fiscal Year 2013-14 "Appropriations Limit" for the City of Auburn in the amount of \$13,607.246.
4. **Appointment of Technology Commissioner** **Pages 33-36**
By **RESOLUTION**, approve the appointment of Roy Vermes to the Auburn Technology Commission for a term of 4 years.
5. **Public Safety Mobile Data Computer Systems** **Pages 37-44**
By **RESOLUTION**, authorize the City Manager or his designee to execute a contract with DATATLUX to purchase and install Mobile Data Computers in police vehicles.
6. **Engineering Services – Professional Service Agreement Giuliani & Kull, Inc.** **Pages 45-62**
By **RESOLUTION**, authorize the Director of Public Works to execute a contract with Giuliani & Kill, Inc. to perform engineering services for the Public Works Department in an amount not to exceed \$80,000.
7. **Street Resurfacing Project – Oakridge Way/ Auburn Glen Subdivision/ Shockley Area** **Pages 63-68**
By **MOTION**, find the Street Resurfacing Project – Oakridge Way/ Auburn Glen Subdivision/ Shockley Area categorically exempt from the California Environmental Quality Act (CEQA) per section 15301(c) Existing Facilities.

By **RESOLUTION**, authorize the Director of Public Works to execute construction contracts with Valley Slurry Seal and Central Valley Engineering to conduct street preparation and slurry sealing of specific roadways in North Auburn including Oakridge Way, Auburn Glen Subdivision and Shockley in conjunction with Placer County Public Works Department in a total amount not to exceed \$150,000.

8. **Weed Abatement – Declare Public Nuisance** **Pages 69-78**

By **RESOLUTION**, declare Public Nuisance of certain properties within the City of Auburn identified as containing weeds, rubbish, and or debris, as listed in Exhibit “A”.

***** End of Consent Calendar *****

9. **Public Comment**

This is the time provided so that the public may speak to the Council on any item not on this agenda. Please make your comments as brief as possible. The Council cannot act on items not included on this agenda; however, the items will be automatically referred to staff. Please speak your name, spell your name, and provide your address if you desire. Council Members shall have the option to speak for 30 seconds on any item not on this agenda at this time.

PUBLIC HEARING

10. **Levy Annual Assessment Fee for Business Improvement Districts** **Pages 79-92**

Hold a public hearing and adopt by **RESOLUTION** the 2013/14 Levying of Assessment in connection with the Old Town Auburn Business Improvement District and the Downtown Auburn Business Improvement District.

11. **2012 Weed Abatement Program, Assess Tax Roll** **Pages 93-102**

Hold a public hearing and by **RESOLUTION** approve the 2012 cost report of the weed abatement program and direct the City Clerk to file a certified copy of the report with the Placer County Auditor-Controller in order to collect cost assessments.

COUNCIL BUSINESS

12. **Recology Auburn Placer – Solid Waste Collection 2 Year Rate Ceiling Increases 2013/14 – 2014/15** **Pages 103-124**

By **RESOLUTION**, adopt the 2.03% Cost of Living adjustment of the ceiling established by the City’s franchise agreement with Recology Auburn Placer on residential and commercial rates shown on Attachment A for the July 1, 2013 through June 30, 2014 period and adopt a not to exceed 4% Cost of Living for the July 1, 2014 through June 30, 2015 period.

REPORTS

13. City Council Committee Reports

The purpose of these reports is to provide information to the city council and public on projects and programs that are discussed at committee meetings. **No decisions are to be made on these issues.** If a council member would like formal action on any of these discussed items, it will be placed on a future city council agenda.

ADJOURNMENT

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, 1225 Lincoln Way, Room 8, Auburn, CA 95603 during normal business hours.

City of Auburn

Proclamation

United States Army Week **June 9th through June 15th, 2013**

WHEREAS, The United States Army was established by the First Continental Congress on the 14th day of June, 1775; and

WHEREAS, The United States Army exists to depend the freedom of our citizens and our Nation's security interests; and

WHEREAS, Many citizens of Auburn have served their Nation and given the ultimate sacrifice in defense of our freedoms, as members of the United States Army; and

WHEREAS, It is proper to recognize the United States Army annually on its birthday, and to thanks those who have served and those who are presently serving; and

NOW, THEREFORE, I, Kevin Hanley, Mayor of the City of Auburn, on behalf of the City Council, do hereby declare June 9th through June 15th, 2013 as United States Army Week in Auburn and exhort all citizens to join with me in this salute to express our gratitude to those who have served and those who are now serving to protect our nation and its freedoms.

Issued this 10th day of June, 2013

Kevin Hanley, Mayor



CITY OF AUBURN

CERTIFICATE OF APPRECIATION

With gratitude and appreciation from
the Mayor and City Council
to the

Auburn Daybreak Rotary

Recognizing their community support through fundraising to assist the Auburn Fire Department in the purchase of materials of which are used in our fire prevention/public education programs delivered throughout our schools, a computer used specifically at the fire station for the many fire reporting programs, and the overall commitment to ensure our community is educated in fire and life safety.

Issued this 10th day of June, 2013

Kevin Hanley, Mayor

CITY COUNCIL MINUTES
May 13, 2013
REGULAR SESSION

The Regular Session of the Auburn City Council was held in the Council Chambers, City Hall, 1225 Lincoln Way, Auburn, California on Monday, May 13, 2013 at 6:00 p.m. with Mayor Hanley presiding and City Clerk Stephanie L. Snyder recording the minutes.

CALL TO ORDER at 5:45 p.m.

ROLL CALL:

Council Members Present: Keith Nesbitt, J.M. "Mike" Holmes, Kevin Hanley (William Kirby arrived at 5:47 p.m. and Bridget Powers arrived at 6:09 p.m.)

Council Members Absent: none

Staff Members Present: City Manager Robert Richardson, City Attorney Michael Colantuono, Fire Chief Mark D'Ambrogi, Transit Analyst Megan Siren, Administrative Services Director Andy Heath, Community Development Director Will Wong, Senior Planner Reg Murray, Associate Planner Lance Lowe, and Police Chief John Ruffcorn.

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6

MOTION: Nesbitt/Holmes/Approved 3:0 (Kirby and Powers absent)

Council Member Kirby joined closed session at 5:47 p.m.

1. **Conference with Labor Negotiators:**
 (G.C. 54957.6)

Agency Designated Representatives: Robert Richardson, Patrick Clark

Employee Group: All Units

REPORT OUT OF CLOSED SESSION

No reportable action.

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL

The agenda was approved by consensus of the Council.

CONSENT CALENDAR

1. **Minutes**

By **MOTION**, approve the City Council minutes of 4/8/2013, 4/22/2013 and 5/6/2013.

2. **Cancellation of a City Council Meeting**

By **MOTION**, approve the cancellation of the regular City Council meeting on May 27, 2013.

3. **Appointment of Greater Auburn Area Fire Safe Council Members**

By **RESOLUTION 13-38**, approve the recommended appointments of Bob Snyder, Kevin Hanley, Raymond Green and Terry Mornin to the GAAFSC.

4. **Authorization for the Fire Department to Purchase One New Utility/ Command Vehicle**

By **RESOLUTION 13-39**, authorize the Fire Chief to proceed to purchase one new utility/ Command vehicle for a total amount of \$28,412.15.

5. **Fire Dispatch Agreement with Cal Fire FY 2013-2014**

By **RESOLUTION 13-40**, approve and authorize the Fire Chief to execute the Dispatch Services Agreement amendment for Fiscal Year 2013-2014 with Cal Fire, the Department of Forestry & Fire Protection.

6. **2013 Placer County Air Pollution Control District Clean Air Grant Contract – Roadway Markings and Signage for Bicycle Routes Project**

By **RESOLUTION 13-41**, authorize the Director of Public Works to sign and execute the Clean Air Grant Contract No. CN0000756 with the Placer County Air Pollution Control District for the Roadway Markings and Signage for Bicycle Routes Project.

7. **Palm Avenue Sidewalk and Bicycle Lane Project – Environmental Determination and Permission to Advertise**

By **RESOLUTION 13-42**, find the Palm Avenue Sidewalk and Bicycle Lane Project categorically exempt from the California Environmental Quality Act (CEQA) per Section 15301 (c) Existing Facilities.

By **MOTION**, authorize the Director of Public Works to advertise for the Palm Avenue Sidewalk and Bicycle Lane Project pending approval from Caltrans.

8. **Assignment of Auburn Airport Land Lease from Karl G. Schiller and Gundrun H. Schiller to Mad Kat Properties, LLC.**

By **RESOLUTION 13-43**, authorize the City Manager or his designee to approve the assignment and assumption of a land lease between the City of Auburn and Karl G. Schiller and Gundrun H. Schiller (as individuals and as trustees of the Schiller Living Trust) to Mad Kat Properties, LLC, and authorize the execution of all related documents.

***** End of Consent Calendar *****

By **MOTION**, approve the consent calendar.

MOTION: Nesbitt/Kirby/Approved 4:0 (Powers absent; Holmes abstained from Item #1 minutes for 4/22/2013 and 5/6/2013 due to absence at those meetings)

Council Member Powers joined regular session at 6:09 p.m.

9. **Public Comment**

Megan Siren reported that the Pharmaceutical Drug Take Back event was the most successful ever, collecting 1,127 pounds.

Council Member Kirby spoke about the free physicals being offered for Placer High Students.

Council Member Nesbitt congratulated the State of the Community committee on a successful event. He also congratulated the City Volunteer of the Year, Dave Albright.

Council Member Holmes reported that UP Railroad will be declaring Auburn Rail Town USA at the Bell Tower on May 17th.

COUNCIL BUSINESS

10. **City Committee/ Commission Work Plan and Budget Requests**

City Manager Bob Richardson introduced this item. He said tonight will be a presentation of work plans and budget requests from the Economic Development Commission, Arts Commission, Endurance Capital Committee and Technology Commission.

Randy Wagner, Economic Development Commissioner, gave the report for the EDC. He reviewed the purpose and direction of the EDC. He also reviewed the work plan and the budget.

Council Member Powers then went into further detail on the role of the EDC members on these projects, hotel recruitment, and airport business park development.

Council Member Kirby asked for more information about the dinner theatre event in the EDC plan. He also asked about promoting the wine trail.

Council Member Nesbitt explained the outdoor dinner theatre project. He said the wine trail is integrated into many events throughout town.

Council Member Powers said the hotel recruitment is a top priority because it will lead into availability for many other tourism projects.

Council Member Holmes, Arts Commission liaison, presented the Arts Commission work plan and budget. He spoke about the mural planned for the Forgotten Soldier Program.

Council Member Kirby asked questions about the mural for the wall of the Wave Communication building (Forgotten Soldier Program related).

Council Member Powers asked about the Bud Anderson statue at the airport. She also asked about matching funds from the Forgotten Soldier Program.

Mayor Hanley asked about the process of refurbishing the mural above the Avant Garden location.

Harvey Roper presented the work plan and budget for the Endurance Capital Committee.

Council Member Holmes asked about the participation fee in the past for the Auburn Endurance Challenge. He asked about State Parks involvement in the trail etiquette pamphlet.

Council Member Nesbitt asked how many/ what businesses will be selling the Endurance Capital merchandise.

Council Member Kirby asked about the ownership of the endurance logo. He also asked how much merchandise will be purchased for the budgeted amount. He spoke about the benefit of available printed trail etiquette pamphlets.

Council Member Powers asked about the copyright of the logo. She asked about selling product on the website.

Mayor Hanley asked about the concept of the awards for the Endurance Challenge.

Council Member Kirby asked about the level of the participation in the Endurance Challenge event. He asked if other times of the year were considered for the start of the program.

Rich Owens, Chair of the Technology Commission, gave the work plan for the Technology Commission. He spoke about the new phone system which has been their major project for the past year. He reviewed the projects they will be working on for the next year.

Council Member Holmes asked about "hot spot" locations and improved council chambers technology.

Council Member Kirby asked about the background of the technology commissioners.

Suzi deFosset, resident of Auburn, spoke about the way finding signage as an element of economic development and arts in the City. She said she would like to see more of those signs in place.

Bob Snyder, resident of Auburn, said he appreciates the Technology Commission's work to improve the council chambers technology.

Richard Sanborn, resident of Auburn, spoke about a second camera to be hooked up in the chambers. He spoke about the use and volume of the microphones used by council members.

Council Member comments followed regarding the amazing work done by the volunteers on the city commissions and committees.

Council members commented on each of the committees work plans. Comments on the Economic Development Commission work plan included (1) more detail on dinner theater concept, including both business districts, (2) including the wine trail on projects, (3) critical hotel recruitment and (4) Adventure Destination projects.

Comments on the Arts Commission work plan included: (1) forgotten solidier program mural funding, (2) an article on how arts contribute to the community, (3) matching grant funds, (4) refurbishing faded murals in town.

Comments on the Endurance Capital Committee included: (1) increasing merchandising budget, (2) increase marketing budget, (3) reintroducing the endurance challenge, (4) ownership of endurance capital logo (5) trail etiquette permanent signage, and (6) state level legislation for trail etiquette issues.

Comments on the Technology Commission included improved video production and other technology in the council chambers.

11. **Intention to Levy Annual Assessment Fee for Business Improvement Districts**

City Manager Bob Richardson introduced this item. He said this is the first part of a 2 step process to approve the BID reports and assess the fee for the next fiscal year.

Dave Johnson, President of the Old Town Business Association (OTBA), presented the report for the OTBA. He said the fees are unchanged from last year.

Steve Galyardt, Treasurer of the Downtown Business Association (DBA), speaking on behalf of Jim Brii, President of the Association, presented the report for DBA. He said the fees are unchanged from last year.

Council Member Kirby said he would like the dinner theater to include both of these business districts.

By RESOLUTION 13-44:

1. Appoint the City Manager as the advisory board for the Old Town Business Improvement District and for the Downtown Business Improvement District and direct him to produce the report required pursuant to Section 36533 of the 1989 Law for Fiscal Year 2013/14.
2. Approve the Annual Reports as filed by the advisory board for both the Old Town Business Improvement District and for the Downtown Business Improvement District.
3. Set a Public Hearing for June 10, 2013 to levy annual assessment fees for fiscal year 2013/14 within the Old Town Business Improvement District and the Downtown Business Improvement District.

MOTION: Holmes/Powers/ Approved 5:0

Mayor Hanley recessed the meeting at 7:43 p.m.

Mayor Hanley resumed the meeting at 7:50 p.m.

12. **Updated Resolution for Historic Resource Nomination Process for the Auburn Register of Historic Places**

Associate Planner Lance Lowe presented this item. He said this resolution was last updated in 1982. He reviewed the updates to the resolution.

Council Members Powers asked who is able to nominate a property as a historical site and the related process.

Council Member Holmes asked if the designation varies between the buildings, land sites and points of historic interest. He asked if the properties that are currently listed on the Auburn Register are added to the County Register. He asked about the proposed cost structure and the availability of the new application.

Council Member Nesbitt asked about the proposed \$500 fee for removal of a site from the historical register. He asked about the requirement of the property owner being the applicant.

Mayor Hanley asked about the criteria for a recession from the register. He asked if the age of the building requirement was removed.

Council Member Kirby clarified that the local register is not associated with the state or national register. He asked what the benefit is of maintaining a local registry.

Donna Howell, resident of Auburn, spoke of her house which is on the state and national historical register. She spoke in favor of having a local register.

Michael Otten, resident of Auburn and President of the Placer County Historical Society, said this update is an improvement, although more though still needs to go into it. He said there should be a local historic preservation commission.

Council Member Holmes asked about incentive programs and public property nominations.

Council Member Holmes moved to add "non-property owners may encourage property owners to apply" to Section 2 (a). He said he would like to add "Properties listed on the national register or state register of historical places shall be placed automatically on the local Auburn register without additional review of the HDRC and without application by the property owner" to Section 2 (f). The motion failed for lack of a second.

Council Member Nesbitt explained his concerns with the automatic inclusion on the local register, if registered on a state or national register. He spoke about his concerns over the proposed fee structure.

Council Member Kirby asked Michael Otten what his concerns were with the proposed structure.

Michael Otten said his suggestion is to update the historic resources survey and to have a separate historic preservation commission.

Will Wong said the HDRC will be part of the process of identifying local buildings for this register.

Council Member Kirby asked about additional burdens to property owners who have their building on the local register.

Will Wong said the main factor is if the building is on the local register, the city ordinance says the building falls under the review and guidelines of the HDRC.

Mayor Hanley said it is unfair to charge for a rescission fee to the property owner.

Council Member Holmes clarified that a private property owner cannot have their property put on the state and national register without their permission. He said if the building is nominated by someone other than the property owner, they still must get the property owners permission. He said this rule does not apply to public property.

Council Member Powers amended her motion to remove the fee schedule for recessions.

A. By **MOTION**, Adopt a Statutory Exemption prepared for the Updated Resolution for Nominating Process for Historical Buildings and Places as the appropriate level of environmental review in accordance with the California Environmental Quality Act (CEQA) and Guidelines;

B. Adopt an updated **RESOLUTION 13-45** for Nomination of Historical Resources to the Auburn Register of Historical Places.

MOTION: Powers/Hanley/Approved 4:1 (Holmes voted no)

PUBLIC HEARING

13. Ordinance Amendment – Emergency Shelters and Transitional and Supportive Housing

Senior Planner Reg Murray presented this item. He said this item was continued at the April 8, 2013 City Council Meeting. He said the three main issues identified at that time were: (1) contacting Placer County about a multi-jurisdictional approach, (2) Auburn Airport options, and (3) review of other zone districts throughout the City. He reviewed Placer County's response, and other information regarding a multi-jurisdictional approach. He spoke about compatibility issues of having this type of zoning at the airport. He reviewed the summary of the other zone districts throughout the City. He explained the process called zone overlay process. He said this provides the ability to look at specific parcels or areas as opposed to an entire zone. He addressed some concerns from the previous meeting including: (1) security fencing, (2) outreach to business associations, and (3) public notice.

Council Member questions followed regarding (1) designating a zone and excluding certain properties, (2) separation requirements, (3) second reading requirement, (4) only requirement of jurisdiction is to identify a zone, (5) bed limit in facility, (6) airport not being an adequate location, (7) fencing requirements within a zone, (8) M-1 district analysis, and (9) Placerville's current program/ designated zone.

Richard Anderson, resident of Auburn and on behalf of the Auburn Airport Business Park Association, said he agrees that the airport is not an appropriate place for this type of zoning. He spoke of what he called "the reality" of the homeless situation. He said the state was flawed when they passed SB2 and enacting this type of zoning in Auburn will cause great harm to the community.

Suzi de Fosset, resident of Auburn and Executive Director of the Gathering Inn, said she would like two things to be kept in mind when the Council is determining a zone (1) available transportation and (2) a building that could house at least 60 people. She said when there are no shelters, there is nowhere for the homeless to get help. She spoke of the importance of large shelters.

Richard Borris, resident of Auburn, requested the M1 and M2 zones on Sacramento Street be removed from consideration for a shelter site because of the Railhead Park outdoor soccer facility. He said it would be irresponsible to bring transients to this area.

Rebecca Huntley, resident of Auburn, spoke about addressing the homeless problem with a "real answer" and being able to help people. She talked about the practice of screening of homeless at many current shelters.

Joseph Tucciarone, resident of Auburn, spoke about the zoning and the responsibility of a business owner who would take on this venture.

Jeff Cowan, resident of Auburn, said if you want to address the issues of the homeless, you go for housing first. He said this should have been done 5 years ago. He said he supports city staff recommendations.

Diane Stevens, resident of Auburn, said she is all for helping the homeless, but does not want this type of facility in her backyard. She said she feels safety would be a problem.

Council Member comments followed regarding: (1) difficult issue, (2) overlay process benefits, (3) bed limits, (4) state and federal inappropriateness on these mandates, (5) qualifications to stay at homeless shelters, (6) Auburn's "fair share", (7) educating the community, (8) housing element deadlines, (9) criminal element vs. those really in need, (10) County resources, and (11) anti-panhandling laws.

Mayor Hanley said the overlay is the best option. He said an area needs to be picked that is least impactful to current neighborhoods and small businesses. He said two properties for this zoning could be the vacant property on Nevada Street and the property at Sacramento Street and Auburn Folsom. He said the number of occupants should not be 30. He said he agrees with the occupancy being 20. He said he would like additional onsite management, totaling 2 at all times. He said he would like to require a common living space, two showers and onsite laundry facilities. He said he would like additional requirements of the facility: (1) the city police department could get a list of names of people currently staying at the shelter at any time, (2) if anyone has to be removed from the facility, the police department should be immediately notified, and (3) no smoking, alcohol, or misuse of prescription drugs.

Council Member Kirby said he can only support the Nevada Street property in this proposal. He said this is not a good solution and he would like to find a real solution in the near future with our regional partners to address the homeless problem.

Council Member Holmes said he would like to consider a property on Wall Street as an alternative property.

Mayor Hanley said he substitutes the property on page 268 for the property on page 264 in the staff report (removing the Auburn Folsom and Sacramento Street property and adding the Wall Street property).

Conversation followed regarding limiting capacity in emergency shelters vs. capacity in temporary shelters.

Suzi de Fosset spoke about the range of the number of people the Gathering Inn houses within the City of Auburn. She spoke about the "extreme weather shelters" and the increased capacity.

Mayor Hanley proposed the capacity for temporary shelters be left blank until further information is received. It was the consensus of the Council to do this.

By MOTION, direct staff to prepare an ordinance amendment to add the Emergency Shelter overlay designation to the Auburn Municipal Code.

By MOTION the City Council identifies the following properties of the Emergency Shelter overlay: Nevada Street and Wall Street Properties previously listed.

By MOTION, direct staff to initiate a rezone for each of the properties identified for the Emergency Shelter overlay.

By MOTION, direct staff to finalize an ordinance amendment for Transitional and Supportive Housing and return to Council, as Community Development's top priority.

MOTION: Hanley/ Nesbitt/Approved 5:0

REPORTS

14. City Council Committee Reports

Council Member Holmes reported the Blocker Drive property has been blocked by trains on several occasions, and spoke about the gate on the Auburn Cemetery District property as an alternative. He reported on his visit to Washington D.C. and the meetings he held while there. He also reported on his recent trip to China and that he invited the Visit California Officials in Beijing to visit Auburn next month. He reported on the tourist convention in Las Vegas being held next month.

Council Member Kirby reported on the Auburn Citizens Academy that was recently held by the Auburn Police Department. He said he encourages everyone to take a future class.

ADJOURNMENT

Mayor Hanley adjourned the meeting without objection at 10:18 p.m.

Kevin Hanley, Mayor

Stephanie L. Snyder, City Clerk

DRAFT

CITY COUNCIL MINUTES
May 20, 2013
SPECIAL SESSION

A Special Session of the Auburn City Council was held in the Council Chambers, City Hall, 1225 Lincoln Way, Auburn, California on Monday, May 20, 2013 at 6:00 p.m. with Mayor Hanley presiding and Deputy City Clerk Amy Lind recording the minutes.

CALL TO ORDER at 5:15 p.m. for closed session

ROLL CALL:

Council Members Present: Keith Nesbitt, J. M. "Mike" Holmes, William W. Kirby, Bridget Powers, Kevin Hanley (Bridget Powers and Kevin Hanley arrived at 5:17 p.m.)

Council Members Absent: none

Staff Members Present: City Manager Robert Richardson, City Attorney Michael Colantuono (left after closed session), Administrative Services Director Andy Heath, Public Works Director Bernie Schroeder, Fire Chief Mark D'Ambrogio, Community Development Director Will Wong, and Police Chief John Ruffcorn.

1. CLOSED SESSION:

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6

MOTION: Holmes/ Nesbitt/ Unanimously approved

CONFERENCE WITH LABOR NEGOTIATORS

G.C. 54957.6

Agency Designated Representatives: Robert Richardson
Employee Group: All Bargaining Units

REPORT OUT OF CLOSED SESSION

Mayor Hanley announced that no reportable action was taken.

PLEDGE OF ALLEGIANCE

Public Comment

Council Member Holmes thanked the Public Works Department for taking care of the graffiti in Old Town Auburn recently.

1. **Preliminary Report – Operating, Debt Service and Capital Project Budgets for Fiscal Year 2013-14**

Administrative Services Director Andy Heath presented this item. He said this is a presentation of the preliminary report regarding the revenue estimates and expenditure appropriations for fiscal year 2013-14. He said the final budget recommendation will be before Council June 24, 2013. He reviewed the preparation process/ general assumptions, citywide budget, general fund budget, enterprise fund budget, other budget considerations/ outstanding issues and provided a conclusion (presentation available as part of the permanent record).

Council Member Powers asked about the project regarding the technology in the Council Chambers, the fire equipment replacement program, Public Works new vehicles, and Palm Avenue sidewalk expenses.

Council Member Kirby asked about sales tax on fuel and the CalPERS debt service schedule.

Council Member Holmes asked about the increase in real property assessment value, forecasted development activity, redevelopment agency legislation, regional pipeline involvement in the sewer fund, and the Auburn School Park Preserve Fund.

Council Member Nesbitt asked about the SAFER grant funds and the Arts Commission one time allotment of \$10,000 for a mural.

Mayor Hanley asked about the sewer sub-reserve categories based on potential participation in the regional pipeline plan. He then asked Ms. Schroeder about the pavement plan: (1) when the expected time is to present the plan to council and (2) the consistency of performance indicators in the report for paving.

The Council thanked Mr. Heath for his thorough report.

Mayor Hanley thanked staff for the preliminary budget. He said the job of the Council is to make choices based on three competing demands: maximize the level of services, retain and attract good employees and have a sufficient reserve. He spoke about the benefits of performance based budgeting. He suggested some improvements to the performance

based budget portion of the overall budget. He encouraged the public to review the budget during the 30 day public review period.

ADJOURNMENT

Mayor Hanley adjourned the meeting, without objection, at 7:05 p.m.

Kevin Hanley, Mayor

Amy M. Lind, Deputy City Clerk

DRAFT

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Report to the Auburn City Council

Action Item
Agenda Item No. **2**

[Signature]
City Manager's Approval

To: Honorable Mayor and City Council Members
From: Andy Heath, Administrative Services Director
Date: June 10, 2013
Subject: Approval of Warrants Paid – April 2013

The Issue

Shall the City Council adopt a resolution approving accounts payable warrants paid from April 1, 2013 – April 30, 2013?

Conclusions and Recommendations

By RESOLUTION, ratify and approve payment of warrants 82148 through 82383 totaling \$1,220,458.53.

Background

State of California Government Code Section 37208 requires a legislative body to ratify and approve demands paid by warrant or check. As such, the following demands have been paid from the City's treasury:

Apr. 1 – 30, 2013: Check No. 82148 – 82383 \$ 1,220,458.53

Total Demands Paid: **\$ 1,220,458.53**

Alternatives Available to Council; Implications of Alternatives

1. Adopt a resolution approving warrants paid during the month of April 2013. The Government Code requires a legislative body to ratify and approve demands paid by warrant or check.

Fiscal Impact

Warrants paid during the month of April 2013 have been paid consistent with budgetary balances available.

A schedule of warrants paid as referenced by this memorandum is available for review in both the City Clerk's Office and the Administrative Services Department, City of Auburn City Hall.

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RESOLUTION NO. 13-

RESOLUTION APPROVING WARRANTS 82148 THROUGH 82383 TOTALING
\$1,220,458.53

THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY RESOLVE:

That the City Council of the City of Auburn does hereby ratify and
approve payment of warrants 82148 through 82383 totaling \$1,220,458.53.

DATED: June 10, 2013

Kevin Hanley, Mayor

ATTEST:

Stephanie L. Snyder, City Clerk

I, Stephanie Snyder, City Clerk of the City of Auburn, hereby certify that
the foregoing resolution was duly passed at a regular meeting of the City
Council of the City of Auburn held on the 10th day of June, 2013 by the
following vote on roll call:

Ayes:

Noes:

Absent:

Stephanie L. Snyder, City Clerk

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Report to the Auburn City Council

Action Item
Agenda Item No. **3**

City Manager's Approval
[Signature]

To: Honorable Mayor and City Council Members
From: Andy Heath, Administrative Services Director
Date: June 10, 2013
Subject: Adoption of "Appropriations Limit" for Fiscal Year 2013-14

The Issue

Shall the City Council adopt an "Appropriations Limit" for the 2013-14 Fiscal Year?

Conclusions and Recommendations

By Resolution adopt the Fiscal Year 2013-14 "Appropriations Limit" for the City of Auburn in the amount of \$13,607,246.

Background

On November 9, 1979, California voters approved Proposition 4 (the "Gann Tax Spending" Initiative), placing Article XIII(B) into the California State Constitution. The purpose of this law is to place limits on the amount of tax proceeds that state and local agencies can appropriate each year. The City's limit is adjusted each year for inflation (annual growth factor) and population.

Analysis

Consistent with State of California Government Code Section No. 7909, and as a means to allow state and local agencies to compute the Appropriations Limit (the "limit"), the State Department of Finance annually notifies local agencies of the change in California per capita income and population relative to each agency for the prior calendar year. The State recently released this information, which identified the percentage change in per capita personal income for fiscal year 2013-14 to be 5.12%. This information also indicates an increase in the Placer County population base of 0.60% (adjusted for estimated population base used to compute the limit for the previous fiscal year).

To compute the limit, cities can choose to use the rate of change in population either within the City or County. Because the rate of change in population from January 1, 2012 to January 1, 2013 for Placer County is higher than that for the City of Auburn, it is

Analysis, cont.

recommended that the County rate be used to compute the limit for fiscal year 2012-13.

Using the Fiscal Year 2013-14 Per Capita Personal Income growth factor of 5.12% and the Placer County population growth factor of 0.60%, results in an overall increase in the limit to \$13,607,246.

Alternatives Available to Council; Implications of Alternatives

1. Adopt the "Appropriations Limit" for Fiscal Year 2013-14 as recommended by the Administrative Services Director.
2. Do not adopt an "Appropriations Limit" for Fiscal Year 2013-14 at this time (Note: the City Council has a statutory obligation to complete this task annually).

Fiscal Impact

A comparison of proceeds of taxes forecasted for Fiscal Year 2013-14 to the recommended Appropriations Limit computed herein indicates that the City of Auburn will use approximately 54.4% of its tax spending authority.

Attachment A – Appropriations Limit Analysis

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RESOLUTION NO. 13-
RESOLUTION ADOPTING THE FISCAL YEAR 2013-14 "APPROPRIATIONS
LIMIT" FOR THE CITY OF AUBURN

THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY RESOLVE:

That the City Council of the City of Auburn does hereby adopt the Fiscal
Year 2013-14 "Appropriations Limit" for the City of Auburn in the amount of
\$13,607,246.

DATED: June 10, 2013

Kevin Hanley, Mayor

ATTEST:

Stephanie L. Snyder, City Clerk

I, Stephanie L. Snyder, City Clerk of the City of Auburn, hereby certify
that the foregoing resolution was duly passed at a regular meeting of the City
Council of the City of Auburn held on the 10th day of June 2013 by the
following vote on roll call:

Ayes:
Noes:
Absent:

Stephanie L. Snyder, City Clerk

City of Auburn
Appropriations Limit Analysis
Base Year & Growth Computations

Fiscal Year	Certification Date	Population Counts		Prior Year	Population Percentage Change	Per Capita Income Factor	Annual Growth Factor	Cumulative Growth Factor	Computed "Gann" Limit
2013-14	1/1/2013	357,463	(I)	355,328	1.0060	1.0512	1.0575	10.3957	13,607,246
2012-13	1/1/2012	355,328	(I)	352,380	1.0084	1.0377	1.0464	9.8303	12,867,175
2011-12	1/1/2011	352,380	(I)	347,102	1.0152	1.0251	1.0407	9.3946	12,296,832
2010-11	1/1/2010	347,102	(I)	339,577	1.0222	0.9746	0.9962	9.0273	11,816,065
2009-10	1/1/2009	339,577	(I)	333,401	1.0185	1.0062	1.0248	9.0617	11,861,172
2008-09	1/1/2008	333,401	(I)	324,495	1.0274	1.0429	1.0715	8.8421	11,573,692
2007-08	1/1/2007	324,495	(I)	316,508	1.0252	1.0442	1.0706	8.2519	10,801,159
2006-07	1/1/2006	316,508	(I)	305,675	1.0354	1.0396	1.0764	7.7081	10,089,354
2005-06	1/1/2005	305,675	(I)	292,095	1.0465	1.0526	1.1015	7.1607	9,372,864
2004-05	1/1/2004	292,095	(I)	275,612	1.0598	1.0328	1.0946	6.5006	8,508,895
2003-04	1/1/2003	275,612	(I)	264,940	1.0403	1.0231	1.0643	5.9390	7,773,756
2002-03	1/1/2002	264,940	(I)	257,512	1.0288	0.9873	1.0158	5.5801	6,647,248
2001-02	1/1/2001	257,512	(I)	234,371	1.0987	1.0782	1.1847	5.4935	7,190,566
2000-01	1/1/2000	234,371	(I)	227,537	1.0300	1.0491	1.0806	4.6372	6,069,740
1999-00	1/1/1999	11,595		11,598	0.9997	1.0453	1.0450	4.2913	5,616,961
1998-99	1/1/1998	11,598		11,422	1.0154	1.0415	1.0575	4.1064	5,374,930
1997-98	1/1/1997	11,422		11,431	0.9992	1.0467	1.0459	3.8829	5,082,444
1996-97	1/1/1996	11,431		11,755	0.9724	1.0467	1.0179	3.7126	4,859,509
1995-96	1/1/1995	11,755		11,593	1.0140	1.0472	1.0618	3.6475	4,774,288
1994-95	1/1/1994	11,593		11,291	1.0267	1.0071	1.0340	3.4351	4,496,268
1993-94	1/1/1993	11,291		11,156	1.0121	1.0272	1.0396	3.3220	4,348,267
1992-93	1/1/1992	11,156		10,865	1.0268	0.9936	1.0202	3.1954	4,182,513
1991-92	1/1/1991	10,865		9,812	1.1073	1.0414	1.1532	3.1321	4,099,651
1990-91	1/1/1990	9,812		9,411	1.0426	1.0421	1.0865	2.7161	3,555,143
1989-90	1/1/1989	9,411		8,775	1.0725	1.0519	1.1281	2.4998	3,272,095
1988-89	1/1/1988	8,775		8,519	1.0301	1.0466	1.0781	2.2159	2,900,433
1987-88	1/1/1987	8,519		8,157	1.0444	1.0347	1.0806	2.0555	2,690,442
1986-87	1/1/1986	8,157		8,125	1.0039	1.023	1.0270	1.9021	2,489,723
1985-86	1/1/1985	8,125		8,092	1.0041	1.0374	1.0416	1.8520	2,424,199
1984-85	1/1/1984	8,092		7,958	1.0168	1.0474	1.0650	1.7780	2,327,312
1983-84	1/1/1983	7,958		7,803	1.0199	1.0235	1.0438	1.6695	2,185,194
1982-83	1/1/1982	7,803		7,648	1.0203	1.0679	1.0895	1.5993	2,093,437
1981-82	1/1/1981	7,648		7,441	1.0278	1.0912	1.1216	1.4679	1,921,390
1980-81	1/1/1980	7,441		7,061	1.0538	1.1211	1.1814	1.3088	1,713,147
1979-80	1/1/1979	7,061		7,022	1.0056	1.1017	1.1078	1.1078	1,450,057
1978-79	1/1/1978	7,022							

(I) Elected to use population in Placer County to compute change in population as it relates to the calculation of the Gann "Appropriations Limit".

City of Auburn
Appropriations Limit Analysis
Base Year & Growth Computations

Proceeds of Taxes:	Base Year (1978-79)	2012-13 Estimated	2013-14 Forecast
Secured Property Taxes	\$ 231,991	\$ 2,282,324	\$ 2,142,000
Unsecured Property Taxes	13,732	-	-
Prior Year Property Taxes	13,543	-	-
Interest & Penalties on Property Taxes	3,888	-	-
Property Taxes in Lieu of Motor Vehicle Taxes	-	820,456	836,865
Sales & Use Taxes	756,971	2,785,000	2,825,000
ERAF in Lieu of Sales & Use Taxes	-	1,231,066	1,310,000
Transportation Taxes (Gas Tax) (2)	70,430	-	-
Transient Lodging Taxes	4,037	220,000	220,000
Real Property Transfer Taxes	13,459	35,000	37,500
Motor Vehicle In-Lieu Taxes	103,301	-	-
Homeowners' Property Tax Relief	28,315	-	-
Business Inventory Relief Taxes	5,437	-	-
Trailer In-Lieu Taxes	2,522	-	-
Cigarette Taxes	37,509	-	-
Interest (Allocated Share)	23,795	25,000	25,000
Total Proceeds of Taxes	\$ 1,308,930	\$ 7,398,846	\$ 7,396,365
Computed "Appropriations Limit"		\$ 12,867,175	\$ 13,607,246
Amounts (under) "Appropriations Limits"		\$ (5,468,329)	\$ (6,210,881)
Percent of "Appropriations Limit" Realized		57.5%	54.4%

(2) Transportation Taxes (Gasoline Taxes) are restricted to transportation-related expenditures only (State of California restriction) and are therefore not included as a component of the City's "Appropriations Limit".

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Report to the Auburn City Council

Action Item

Agenda Item No. **4**

City Manager's Approval

To: Mayor and City Council Members
From: Amy M. Lind, Assistant City Clerk
Date: June 10, 2013
Subject: Appointment of Technology Commissioner

The Issue

Shall the City Council approve the appointment of a Technology Commissioner?

Conclusion and Recommendation

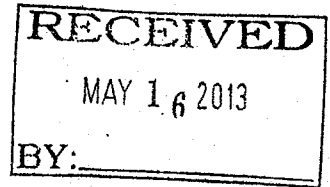
It is recommended by **RESOLUTION**, that the City Council approve the appointment of Roy Vermes to the Auburn Technology Commission for a 4 year term ending 6/1/2017.

Background

The Auburn Technology Commission provides the city invaluable technological expertise on a constant basis; with the most recent being the implementation of a new phone system for the city. The commission has one unscheduled vacancy due to the resignation of Teresa Schredl. This vacancy was advertised in the Auburn Journal and one application was received. The Technology Commission recommends Roy Vermes be appointed to this vacancy.

Fiscal Impacts

None



APPLICATION FOR
CITY COUNCIL APPOINTMENT

- | | |
|---|--|
| <input type="checkbox"/> Arts Commission | <input type="checkbox"/> Historic Design Review Commission |
| <input type="checkbox"/> Economic Development Commission | <input type="checkbox"/> Library Advisory Board |
| <input type="checkbox"/> Endurance Capital Committee | <input type="checkbox"/> Mosquito Abatement District Board |
| <input type="checkbox"/> Greater Auburn Area Fire Safe Council | <input type="checkbox"/> Planning Commission |
| <input checked="" type="checkbox"/> Telecommunications Commission | |

Auburn area residents are eligible to apply for appointment to commissions and committees that have been established by the City Council. If you would like to be considered for an appointment, please indicate your area(s) of interest above and complete the form below.

Name: ROY VERMES

Mailing Address: 1115 HIGH ST #9, AUBURN

Phone: 530, 823, 3857
(Home) (Work)

Email: RVERMES@PROTUSA.COM

Profession: COMPUTER CONSULTING

Professional History: OWN & OPERATE PROTRONICS - AN
IT SUPPORT COMPANY FOR 30+ YRS.

Tell why are you interested in serving on this commission or committee.

GIVE BACK TO THE COMMUNITY.

Return the completed form to: Auburn City Hall
c/o City Clerk's Office
1225 Lincoln Way, Room 8
Auburn, CA 95603
530/823-4211, Ext. 112

1 RESOLUTION NO. 13-

2 RESOLUTION APPOINTING AUBURN TECHNOLOGY COMMISSIONER

3 -----
4 THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY RESOLVE:

5 That the City Council of the City of Auburn does hereby authorize the
6 appointment of the following to fill the unscheduled vacancy on the Auburn
7 Technology Commission.

8
9 1. Roy Vermes

At-Large Member
Term ending 6/1/2017

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13 DATED: June 10, 2013

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16 Kevin Hanley, Mayor

17 ATTEST:

18 Stephanie L. Snyder, City Clerk

19
20 I, Stephanie L. Snyder, City Clerk of the City of Auburn, hereby certify
21 that the foregoing resolution was duly passed at a regular meeting of the City
22 Council of the City of Auburn held on the 10th day of June 2013 by the
following vote on roll call:

23 Ayes:

24 Noes:

25 Absent:

26 Stephanie L. Snyder, City Clerk

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Report to the Auburn City Council

Action Item
Agenda Item No. **5**

[Signature]
City Manager Approval

To: Mayor and City Council Members
From: John Ruffcorn, Chief of Police
Date: June 10, 2013
Subject: Public Safety Mobile Data Computer Systems for the Police Department

The Issue

Should the City Council approve the execution of a contract with DATALUX Compact Computer Hardware for the purchase and installation of ten Mobile Data Computers (MDC) for police vehicles?

Conclusions and Recommendation

Staff recommends that the City Council by **RESOLUTION** authorize the City Manager or his designee to execute a contract with the DATATLUX to purchase and install Mobile Data Computers (MDC) in police vehicles.

Background

This is a follow-up to Resolution 12-13 from the city council session on February 27, 2012 where monies from AB109 were allocated to the purchase of Mobile Data Computers (MDC's) for the police department. Our current MDC's have been in service since 2005/2006 and most have failed and/or are failing since they are at or near the end of their life cycle. The current MDC's function with the current Tiburon Computer Aided Dispatch and Records Management System (CAD/RMS) and meet the minimum requirements to do so. Also, in process now is an upgrade in our CAD/RMS system with the Placer County Sheriff's Office and the Roseville Police Department with New World Systems. The minimum hardware requirements for MDC's for the New World System are above that of our current MDC's.

We have asked for several quotations for replacement MDC's that meet or exceed the minimum requirement for New World Systems. We have received and reviewed three different complete quotations. We received a quotation from the following vendors: DATALUX Compact Computer Hardware, LEHR Auto (Panasonic) and Softchoice (Panasonic). The Panasonic systems are laptop systems with docking stations where the DATALUX system is a two-piece solution. In evaluating these new systems we worked with the City of Auburn Information Technology and Finance Department staff. The cost per unit is as follows:

- DATALUX solution is approximately \$6,161.00 per unit (\$61,610.00 for ten units) – Attachment B
- LEHR Auto solution with Panasonic laptop is approximately \$6,881.00 per unit (\$68,810.00 for ten units) – Attachment C
- Softchoice Panasonic solution is approximately \$7,549.60 per unit (\$75,496.00 for ten units, not including tax or delivery) – Attachment D

Like the laptop solutions, the DATALUX two-piece mobile solution would allow for easy access to the patrol unit consoles and equipment due to the mounting options. Additionally, the keyboard is a USB device that may be moved around from the mounting hardware. The DATALUX system also allows for easy access/viewing for a passenger officer, such as when an officer is in training. All system replacement options have the ability to lock the device into place to keep it from being easily removed.

The new MDC units will allow the police department to function in the current CAD system (Tiburon) and the new CAD system (New World) with the increased functionality the upgraded system is anticipated to incorporate.

Currently, the police department relies on the internal support from the City of Auburn Information Technology staff and support from Placer County when it comes to the maintenance of the MDC equipment. With the DATALUX solution we will have a 5-year warranty on the systems with a 24-hour turnaround for units in need of service. This added warranty also covers all accidental damage.

Alternatives Available to Council; Implications of Alternatives

1. Approve the recommended expenditure not to exceed \$61,610.00 to upgrade the existing and failing mobile data computers and equipment to work on the current Tiburon CAD system and/or the New World CAD/RMS system with Placer County and Roseville as outlined.
2. Deny recommended staff report and look for other alternatives at an unknown cost.

Fiscal Impact

The Mobile Data Computer (MDC) purchase from DATALUX will cost \$61,610.00 which is within the \$100,000.00 budgeted hardware upgrade estimate from the original City Council Resolution which was authorized for this purchase. These funds are from previously approved AB109 monies.

Attachment A – Previous City Council Resolution
Attachment B – DATALUX quotation
Attachment C – LEHR Auto quotation
Attachment D – Softchoice quotation

DATA LUX

Compact Computer Hardware

155 Aviation Drive • Winchester, VA 22602

www.datalux.com

Date: 06/04/2013

Ship To:

Auburn Police Department
Attn: Shari Conley
1225 Lincoln Way
Auburn, CA 95603

Quoted by:

Sophie McCreary
Datalux Corporation
155 Aviation Drive, Winchester, VA 22602
C: 323-356-3159
F: 540-662-7385
E: smccreary@datalux.com

Customer #	SHIP VIA	FOB	Buyer	Terms	Tax ID
	Fed Ex Ground	Origin	Police Department	Net 30	
Qty	Item	Description	Ship date	List Price	Total
10	TCU-T5-XXX	12.1" Police Mobile Data System- Intel 2 nd generation i5 processor, 2.3 GHz, 320GB Removable HDD, 4 GB RAM, 1 Type II PCMCIA slot, 5 USB 2.0 ports, Express Card Slot, 1 RS232 serial port, Standard 1024X768 resistive touchscreen LCD, Internal Vehicle Power Conditioning, 32-bit or 64-bit Windows 7(specify when ordering), 5-year warranty. Includes TRU-MOUNT-PKG3K with locking latch for Ford Interceptor Taurus and Ford Interceptor SUV with fleet key.	4-6 weeks ARO	\$4,610	\$46,100
10	391-103	Top Flight Protection Plan-Provides overnight spares for 5 years. (Optional)		\$450	\$4,500
10	391-203	Freedom Protection Plan-5 years (Optional)		\$570	\$5,700
1	INSTALL-FORD	On site training installation of Tracer System and vehicle mounting hardware. Does not include the removal or relocation of pre-existing equipment.		\$500	\$500
Subtotal		\$56,800.00			

- See Standard Terms and Conditions
- Net 30 terms with approved credit
- **5-year Standard Warranty**

- Quote Valid until July 15, 2013
- This quote does not include tax. Please add if applicable.
- Prepay & Add Shipping. Estimate of \$55 per unit.

Auburn Police Department

06/04/2013



4707 Northgate Blvd.
Sacramento, CA 95834
Parts Dept. 916-646-6626
Service Dept 916-646-6636
Fax 916-646-6656
ONTRAC

** QUOTATION **

Page 1

Ord # 01 03921
P/O # PANASONIC

Br Acct
00 02616

JOHN
AUBURN POLICE DEPARTMENT
1615 LINCOLN WAY
AUBURN CA 95603
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AUBURN POLICE DEPARTMENT
1615 LINCOLN WAY
AUBURN CA 95603
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6/03/13
11:51:17
Expires
9/10/2013

Lin	Qty	Part Number	S Description	Wt Each	Net	Value
001	1	GJ 7160-0220	F 9" ARM W/TILT		220.0000	220.00
003	1	P3 7160-0318-06P	F GJ CH31 DOCK		887.6000	887.60
004	1	P3 CF-31VBARBIM	CF-31		4203.1200	4203.12
Win7, Intel Core i3-3110M 2.40GHz, No vPro, 13.1" XGA Touch, 320GB(5400rpm), 2GB, Intel WiFi a/b/g/n, No TPM, Bluetooth, Lightweight Battery, Dual Pass (Upper WWAN/Lower Selectable) Smartcard, Verizon 4G LTE, GPS, Emissive Backlit keyboard, No Drive, Toughbook Preferred						
005	1	P3 CF-VDV311U	MULTIMEDIA		283.5100	283.51
006	1	RD AP-CC-Q-S11-WH	CELL/LTE/GPS		135.0000	135.00
007	1	LA I	INSTALLATION		295.0000	295.00

Attn: V. Pecoraro, Lieutenant
Auburn Police Department
1215 Lincoln Way
Auburn, CA 95603
Phone: 530-823-4237 x203
FAX: 530-823-4224

Thank you,
Steve Adair

LESS \$295.- (INCLUDE IN UNIT OUTFIT)

LESS \$150.- HAVIS DICK

+ 5 YEAR WARRANTY \$ 850.-

\$ 6,031.- + \$ 850.- = \$ 6,881.- PER UNIT

6	6024.23				451.82
TOTAL UNITS	PART TOTAL	CORE TOTAL	FREIGHT	HANDLING	TAX
RCVD. BY: _____					PAY THIS AMOUNT \$ 6476.05

WWW.LEHRAUTO.COM

SALES@LEHRAUTO.COM

Please forward this to:
Softchoice Customer 839857

CITY OF AUBURN
1225 LINCOLN WAY
AUBURN, CA
95603-5004

Date: May 28, 2013 **Sent by:** JESSE DOW
Fax Number:
Telephone Number:
Customer Reference:

Softchoice Corporation
314 W Superior
Ste 301
Chicago, IL
60610

Sales/Order desk
Phone: (800) 268-7638
Fax: (800) 268-7639

JESSE DOW
Jesse.Dow@softchoice.com
Phone: (800) 268-7638 x
Fax: (800) 268-7639

Comments:

PART		MFGSKU	ITEM DESCRIPTION	QTY	UNIT PRICE	EXT
PW3076		CF-31UBN1S1M	PANASONIC TOUGHBOOK 31 CORE I5 3360M / 2.8 GHZ - WINDOWS 7 PROFESSIONAL - 4 GB RAM - 128 GB SSD - 13.1 TOUCH 1024 X 768 - AMD RADEON HD 7750 / INTEL HD GRAPHICS 4000 - BLUETOOTH 4.0 EDR - 4G WITH TOUGHBOOK PREFERRED - VERIZON	1	\$5,510.11	\$5,510.11
			California - Electronic Waste Recycling Fee (per Item): \$3.00			

Page 1 of 1

Quote# > 6705911

All currency in this quote is in US funds.

For a leasing quote, please contact your sales representative or email leasing@softchoice.com.

Taxes and delivery may be extra.

Pricing, availability and special offers are subject to change at any time.
Softchoice Corporation is legally obligated to collect fees levied under the Electronic Waste Recycling Fee Program (California State Board of Equalization) associated with the transaction(s) listed on this document

softchoice www.softchoice.com

Please forward this to:
Softchoice Customer 839857

CITY OF AUBURN
1225 LINCOLN WAY
AUBURN, CA
95603-5004



Date: May 28, 2013
Fax Number:
Telephone Number:
Customer Reference:

Sent by: JESSE DOW

Softchoice Corporation

314 W Superior
Ste 301
Chicago, IL
60610

Sales/Order desk

Phone: (800) 268-7638
Fax: (800) 268-7639

JESSE DOW
Jesse.Dow@softchoice.com
Phone: (800) 268-7638 x
Fax: (800) 268-7639

Comments:

Quote# > 6705913

Page 1 of 1

PART	MFGSKU	ITEM DESCRIPTION	QTY	UNIT PRICE	EXT
J11787	CF-SVCLTNF3Y	PANASONIC TOUGHBOOK WARRANTY EXTENDED SERVICE AGREEMENT - PARTS AND LABOR - 3 YEARS - FOR TOUGHBOOK 19, 31, 52, 53, 74, C1, F9, H1, H2, S10, T8, U1 HW Warranty	1	\$227.41	\$227.41
L10304	CF-SVCLTNF5Y	PANASONIC 5YR INSURANCE - PARTS AND LABOR - 5 YEARS - FOR TOUGHBOOK 19, 31, 52, 53, 74, C1, F9, H1, H2, S10, T8, U1 HW Warranty	1	\$726.78	\$726.78
FG1781	CF-VDM311U	DVD-RW / DVD-RAM DRIVE DISK DRIVE - DVD+RW / DVD-RAM - PLUG-IN MODULE - FOR TOUGHBOOK 31, 31 PERFORMANCE, 31 STANDARD	1	\$308.90	\$308.90
JQ1046	DS-PAN-111-2-P	HAVIS DS-PAN-111-2-P PORT REPLICATOR PORT REPLICATOR - FOR TOUGHBOOK 30, 31, 31 PERFORMANCE, 31 STANDARD, 31 VALUE	1	\$776.40	\$776.40

All currency in this quote is in US funds.

For a leasing quote, please contact your sales representative or email leasing@softchoice.com.

Taxes and delivery may be extra.

Pricing, availability and special offers are subject to change at any time.

Softchoice Corporation is legally obligated to collect fees levied under the Electronic Waste Recycling Fee Program (California State Board of Equalization) associated with the transaction(s) listed on this document

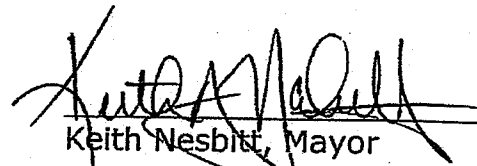
RESOLUTION NO. 12-13

RESOLUTION AUTHORIZING THE SIGNING OF A CONTRACT TO PURCHASE A
3% STAKE IN A REGIONAL CAD/RMS PROJECT.

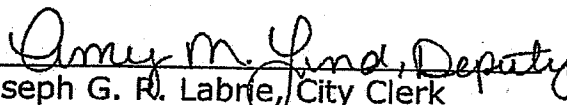
THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY RESOLVE:

That the City Council of the City of Auburn does hereby authorize the
City Manager or his designee to sign a contract with Placer County and the City
of Roseville to purchase a 2.84% share of a CAD/RMS computer system not to
exceed \$76,167.11, knowing that there will be additional costs associated with
hardware upgrades and data conversion.

DATED: February 27, 2012

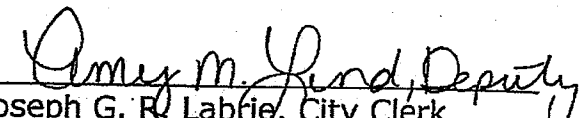

Keith Nesbitt, Mayor

ATTEST:


Joseph G. R. Labrie, City Clerk

I, Joseph G. R. Labrie, City Clerk of the City of Auburn, hereby certify that the
foregoing resolution was duly passed at a regular meeting of the City Council
of the City of Auburn held on the 27th day of February 2012 by the following
vote on roll call:

Ayes: Hanley, Holmes, Nesbitt, Kirby
Noes:
Absent: Powers


Joseph G. R. Labrie, City Clerk

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RESOLUTION NO. 13-
RESOLUTION AUTHORIZING THE PURCHASE OF TEN MOBILE DATA
COMPUTER SYSTEMS FOR THE AUBURN POLICE DEPARTMENT.

THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY RESOLVE:

That the City Council of the City of Auburn does hereby authorize the
City Manager or his designee to sign a contract with DATALUX Compact
Computer Hardware to purchase and install ten mobile data computing
systems in police vehicles not to exceed \$61,610.00.

DATED: June 10, 2013

Kevin Hanley, Mayor

ATTEST:

Stephanie Snyder, City Clerk

I, Stephanie Snyder, City Clerk of the City of Auburn, hereby certify that the
foregoing resolution was duly passed at a regular meeting of the City Council
of the City of Auburn held on the 10th day of June 2013 by the following vote
on roll call:

Ayes:
Noes:
Absent:

Stephanie Snyder, City Clerk




Report to the Auburn City Council

Action Item

Agenda Item No. **6**

 City Manager Approval

To: Mayor and City Council Members
From: Bernie Schroeder, Director of Public Works 
Date: June 10, 2013
Subject: Engineering Services— Professional Service Agreement Giuliani & Kull, Inc.

The Issue

Shall the City approve a contract with for a one year for engineering services contract?

Conclusions and Recommendation

Staff recommends that City Council by **RESOLUTION** authorize the Director of Public Works to execute a contract with Giuliani & Kull, Inc. to perform engineering services for the Public Works Department in an amount not to exceed \$80,000.

Background

The proposed contract is to provide engineering services for two specific positions within the public works department. The first is to provide coverage for the Associate Civil Engineer while she is out on maternity leave and the second is to establish Giuliani & Kull as the City Engineer. The City Engineer position was previously held by Jack Warren under a contract that will expire July 1, 2013. Typical duties performed by these positions include land development services, sewer, airport and transportation related capital project development.

Staff solicited other firms to provide these services and conclude that Giuliani & Kull are best suited for this one year term position. They are a qualified local firm, familiar with City functions and have provided services for the Public Works Department on capital projects successfully in the past.

Alternatives Available to Council; Implications of Alternatives

1. Authorize the consultant agreement.
2. Take no action.

Fiscal Impact

The 2013/2014 Budget included funding for these professional services as a position in the Sewer and Engineering Administration funds. The proposal from Giuliani & Kull, Inc. is for a one year contract not to exceed \$80,000.

Attachments: Professional Service Agreement – Giuliani & Kull, Inc.
 Resolution

PROFESSIONAL SERVICES AGREEMENT
(City of Auburn / Giuliani & Kull, Inc.)

1. IDENTIFICATION

THIS PROFESSIONAL SERVICES AGREEMENT ("Agreement") is entered into by and between the City of Auburn a California municipal corporation ("City") and ***Giuliani & Kull, Inc., a California, Corporation*** ("Consultant").

2. RECITALS

- 2.1 City has determined that it requires the following professional services from a consultant: ***Engineering Services***.
- 2.2 Consultant represents that it is fully qualified to perform such professional services by virtue of its experience and the training, education and expertise of its principals and employees. Consultant further represents that it is willing to accept responsibility for performing such services in accordance with the terms and conditions set forth in this Agreement.

NOW, THEREFORE, for and in consideration of the mutual covenants and conditions herein contained, City and Consultant agree as follows:

3. DEFINITIONS

- 3.1 "Scope of Services": Such professional services as are set forth in Consultant's May 31, 2013 proposal to City attached hereto as Exhibit A and incorporated herein by this reference.
- 3.2 "Approved Fee Schedule": Such compensation rates as are set forth in Consultant's May 31, 2013 fee schedule to City attached hereto as Exhibit B and incorporated herein by this reference.
- 3.3 "Commencement Date": June 11, 2013.
- 3.4 "Expiration Date": June 30, 2014.

4. TERM

The term of this Agreement shall commence at 12:00 a.m. on the Commencement Date and shall expire at 11:59 p.m. on the Expiration Date unless extended by written agreement of the parties or terminated earlier in accordance with Section 18 ("Termination") below.

5. CONSULTANT'S SERVICES

- 5.1 Consultant shall perform the services identified in the Scope of Services. City

Page 1 of 12

shall have the right to request, in writing, changes in the Scope of Services. Any such changes mutually agreed upon by the parties, and any corresponding increase or decrease in compensation, shall be incorporated by written amendment to this Agreement. In no event shall the total compensation and costs payable to Consultant under this Agreement exceed the sum of \$80,000 unless specifically approved in advance and in writing by City.

- 5.2 Consultant shall obtain a City business license prior to commencing performance under this Agreement.
- 5.3 Consultant shall perform all work to the highest professional standards of Consultant's profession and in a manner reasonably satisfactory to City. Consultant shall keep itself fully informed of and in compliance with all local, state, and federal laws, rules, and regulations in any manner affecting the performance of the Agreement, including all Cal/OSHA requirements, the conflict of interest provisions of Government Code Section 1090, and the Political Reform Act (Government Code Section 81000 *et seq.*).
- 5.4 During the term of this Agreement, Consultant shall not perform any work for another person or entity for whom Consultant was not working at the Commencement Date if both (i) such work would require Consultant to abstain from a decision under this Agreement pursuant to a conflict of interest statute and (ii) City has not consented in writing to Consultant's performance of such work.
- 5.5 Consultant represents that it has, or will secure at its own expense, all personnel required to perform the services identified in the Scope of Services. All such services shall be performed by Consultant or under its supervision, and all personnel engaged in the work shall be qualified to perform such services. ***Ed Giuliani*** shall be Consultant's project administrator and shall have direct responsibility for management of Consultant's performance under this Agreement. No change shall be made in Consultant's project administrator without City's prior written consent.
- 5.6 Consultant has represented to the City that key personnel will perform and coordinate the services under this Agreement. Should one or more of such personnel become unavailable, Consultant may substitute other personnel of at least equal competence upon written approval of City. If City and Consultant cannot agree as to the substitution of key personnel, City may terminate this Agreement for cause.
- 5.7 Consultant shall not be reimbursed for any expenses unless provided for in this Agreement or authorized in writing by City in advance.

6. COMPENSATION

- 6.1 City agrees to compensate Consultant for the services provided under this

Agreement, and Consultant agrees to accept in full satisfaction for such services, payment in accordance with the Approved Fee Schedule.

- 6.2 Consultant shall submit to City an invoice, on a monthly basis or less frequently, for the services performed pursuant to this Agreement. Each invoice shall itemize the services rendered during the billing period and the amount due. City shall not withhold applicable taxes or other authorized deductions from payments made to Consultant.
- 6.3 Payments for any services requested by City and not included in the Scope of Services shall be made to Consultant by City on a time-and-materials basis using Consultant's standard fee schedule. Consultant shall be entitled to increase the fees in this fee schedule at such time as it increases its fees for its clients generally; provided, however, in no event shall Consultant be entitled to increase fees for services rendered before the thirtieth day after Consultant notifies City in writing of an increase in that fee schedule.

7. PREVAILING WAGES

Consultant is aware of the requirements of California Labor Code Section 1720, et seq., and 1770, et seq., as well as California Code of Regulations, Title 8, Section 16000, et seq., ("Prevailing Wage Laws"), which require the payment of prevailing wage rates and the performance of other requirements on certain "public works" and "maintenance" projects. Consultant shall defend, indemnify, and hold the City, its elected officials, officers, employees, and agents free and harmless from any claim or liability arising out of any failure or alleged failure of Consultant to comply with the Prevailing Wage Laws.

8. OWNERSHIP OF WRITTEN PRODUCTS

All reports, documents or other written material ("written products" herein) developed by Consultant in the performance of this Agreement shall be and remain the property of City without restriction or limitation upon its use or dissemination by City. Consultant may take and retain copies of such written products as desired, but no such written products shall be the subject of a copyright application by Consultant.

9. RELATIONSHIP OF PARTIES

Consultant is, and shall at all times remain as to City, a wholly independent contractor. Consultant shall have no power to incur any debt, obligation, or liability on behalf of City or otherwise to act on behalf of City as an agent. Neither City nor any of its agents shall have control over the conduct of Consultant or any of Consultant's employees, except as set forth in this Agreement. Consultant shall not represent that it is, or that any of its agents or employees are, in any manner employees of City.

Under no circumstances shall Consultant look to the City as his employer. Consultant shall not be entitled to any benefits. City makes no representation as to the effect of this independent contractor relationship on Consultant's previously earned PERS retirement benefits.

and Consultant specifically assumes the responsibility for making such a determination. Consultant shall be responsible for all reports and obligations including, but not limited to: social security taxes, income tax withholding, unemployment insurance, disability insurance, and workers' compensation.

10. CONFIDENTIALITY

All data, documents, discussion, or other information developed or received by Consultant or provided for performance of this Agreement are deemed confidential and shall not be disclosed by Consultant without prior written consent by City. City shall grant such consent if disclosure is legally required. Upon request, all City data shall be returned to City upon the termination or expiration of this Agreement.

11. INDEMNIFICATION

- 11.1 The parties agree that City, its officers, agents, employees and volunteers should, to the fullest extent permitted by law, be protected from any and all loss, injury, damage, claim, lawsuit, cost, expense, attorneys' fees, litigation costs, taxes, or any other cost arising out of or in any way related to the performance of this Agreement. Accordingly, the provisions of this indemnity provision are intended by the parties to be interpreted and construed to provide the City with the fullest protection possible under the law. Consultant acknowledges that City would not enter into this Agreement in the absence of Consultant's commitment to indemnify and protect City as set forth herein.
- 11.2 To the fullest extent permitted by law, Consultant shall indemnify, hold harmless, and when the City requests with respect to a claim provide a deposit for the defense of, and defend City, its officers, agents, employees and volunteers from and against any and all claims and losses, costs or expenses for any damage due to death or injury to any person, whether physical, emotional, consequential or otherwise, and injury to any property arising out of or in connection with Consultant's alleged negligence, recklessness or willful misconduct or other wrongful acts, errors or omissions of Consultant or any of its officers, employees, servants, agents, or subcontractors, or anyone directly or indirectly employed by either Consultant or its subcontractors, in the performance of this Agreement or its failure to comply with any of its obligations contained in this Agreement, except such loss or damage as is caused by the sole active negligence or willful misconduct of the City. Such costs and expenses shall include reasonable attorneys' fees due to counsel of City's choice, expert fees and all other costs and fees of litigation.
- 11.3 City shall have the right to offset against any compensation due Consultant under this Agreement any amount due City from Consultant as a result of Consultant's failure to pay City promptly any indemnification arising under this Section 11 and any amount due City from Consultant arising from Consultant's failure either to

(i) pay taxes on amounts received pursuant to this Agreement or (ii) comply with applicable workers' compensation laws.

- 11.4 The obligations of Consultant under this Section 11 are not limited by the provisions of any workers' compensation act or similar act. Consultant expressly waives its statutory immunity under such statutes or laws as to City, its officers, agents, employees and volunteers.
- 11.5 Consultant agrees to obtain executed indemnity agreements with provisions identical to those set forth here in this Section 11 from each and every subcontractor or any other person or entity involved by, for, with or on behalf of Consultant in the performance of this Agreement. If Consultant fails to obtain such indemnity obligations from others as required herein, Consultant agrees to be fully responsible and indemnify, hold harmless and defend City, its officers, agents, employees and volunteers from and against any and all claims and losses, costs or expenses for any damage due to death or injury to any person and injury to any property resulting from any alleged intentional, reckless, negligent, or otherwise wrongful acts, errors or omissions of Consultant's subcontractors or any other person or entity involved by, for, with or on behalf of Consultant in the performance of this Agreement. Such costs and expenses shall include reasonable attorneys' fees incurred by counsel of City's choice.
- 11.6 City does not, and shall not, waive any rights that it may possess against Consultant because of the acceptance by City, or the deposit with City, of any insurance policy or certificate required pursuant to this Agreement. This hold harmless and indemnification provision shall apply regardless of whether or not any insurance policies are determined to be applicable to the claim, demand, damage, liability, loss, cost or expense.

12. INSURANCE

- 12.1 During the term of this Agreement, Consultant shall carry, maintain, and keep in full force and effect insurance against claims for death or injuries to persons or damages to property that may arise from or in connection with Consultant's performance of this Agreement. Such insurance shall be of the types and in the amounts as set forth below:
- 12.1.1 Comprehensive General Liability Insurance with coverage limits of not less than One Million Dollars (\$1,000,000) including products and operations hazard, contractual insurance, broad form property damage, independent consultants, personal injury, underground hazard, and explosion and collapse hazard where applicable.

12.1.2 Automobile Liability Insurance for vehicles used in connection with the

performance of this Agreement with minimum limits of One Million Dollars (\$1,000,000) per claimant and One Million dollars (\$1,000,000) per incident.

- 12.1.3 Worker's Compensation insurance as required by the laws of the State of California.
- 12.1.4 Professional Errors and Omissions Insurance with coverage limits of not less than One Million Dollars (\$1,000,000).
- 12.2 Consultant shall require each of its subcontractors to maintain insurance coverage that meets all of the requirements of this Agreement.
- 12.3 The policy or policies required by this Agreement shall be issued by an insurer admitted in the State of California and with a rating of at least A:VII in the latest edition of Best's Insurance Guide.
- 12.4 Consultant agrees that if it does not keep the aforesaid insurance in full force and effect, City may either (i) immediately terminate this Agreement; or (ii) take out the necessary insurance and pay the premium thereon at Consultant's expense.
- 12.5 At all times during the term of this Agreement, Consultant shall maintain on file with City's Risk Manager a certificate or certificates of insurance showing that the aforesaid policies are in effect in the required amounts and naming the City and its officers, employees, agents and volunteers as additional insureds. Consultant shall, prior to commencement of work under this Agreement, file with City's Risk Manager such certificate(s).
- 12.6 Consultant shall provide proof that policies of insurance required herein expiring during the term of this Agreement have been renewed or replaced with other policies providing at least the same coverage. Such proof will be furnished at least two weeks prior to the expiration of the coverages.
- 12.7 The general liability and automobile policies of insurance required by this Agreement shall contain an endorsement naming City and its officers, employees, agents and volunteers as additional insureds. All of the policies required under this Agreement shall contain an endorsement providing that the policies cannot be canceled or reduced except on thirty days' prior written notice to City. Consultant agrees to require its insurer to modify the certificates of insurance to delete any exculpatory wording stating that failure of the insurer to mail written notice of cancellation imposes no obligation, and to delete the word "endeavor" with regard to any notice provisions.
- 12.8 The insurance provided by Consultant shall be primary to any coverage available to City. Any insurance or self-insurance maintained by City and/or its officers, employees, agents or volunteers, shall be in excess of Consultant's insurance and shall not contribute with it.

- 12.9 All insurance coverage provided pursuant to this Agreement shall not prohibit Consultant, and Consultant's employees, agents or subcontractors, from waiving the right of subrogation prior to a loss. Consultant hereby waives all rights of subrogation against the City.
- 12.10 Any deductibles or self-insured retentions must be declared to and approved by the City. At the option of City, Consultant shall either reduce or eliminate the deductibles or self-insured retentions with respect to City, or Consultant shall procure a bond in the amount of the deductible or self-insured retention to guarantee payment of losses and expenses.
- 12.11 Procurement of insurance by Consultant shall not be construed as a limitation of Consultant's liability or as full performance of Consultant's duties to indemnify, hold harmless and defend under Section 11 of this Agreement.
- 12.2 Consultant shall report to the City, in addition to the Consultant's insurer, any and all insurance claims submitted to Consultant's insurer in connection with the services under the Agreement.

13. MUTUAL COOPERATION

- 13.1 City shall provide Consultant with all pertinent data, documents and other requested information as is reasonably available for the proper performance of Consultant's services under this Agreement.
- 13.2 If any claim or action is brought against City relating to Consultant's performance in connection with this Agreement, Consultant shall render any reasonable assistance that City may require in the defense of that claim or action.

14. RECORDS AND INSPECTIONS

Consultant shall maintain full and accurate records with respect to all matters covered under this Agreement for a period of three years after the expiration or termination of this Agreement. City shall have the right to access and examine such records, without charge, during normal business hours. City shall further have the right to audit such records, to make transcripts therefrom and to inspect all program data, documents, proceedings, and activities.

15. PERMITS AND APPROVALS

Consultant shall obtain, at its sole cost and expense, all permits and regulatory approvals necessary for Consultant's performance of this Agreement. This includes, but shall not be limited to, professional licenses, encroachment permits and building and safety permits and inspections.

16. NOTICES

Any notices, bills, invoices, or reports required by this Agreement shall be deemed received on: (i) the day of delivery if delivered by hand, facsimile or overnight courier service during Consultant's and City's regular business hours; or (ii) on the third business day following deposit in the United States mail if delivered by mail, postage prepaid, to the addresses listed below (or to such other addresses as the parties may, from time to time, designate in writing).

If to City

City of Auburn
1225 Lincoln Way
Auburn CA 95603
Telephone: (530) 823-4211 x144
Facsimile: (530) 823-4216

If to Consultant:

Giuliani & Kull, Inc.
500 Wall Street
Auburn, CA 95603
Telephone: (530)885-5107 x1
Facsimile: (530)885-5157

With courtesy copy to:

Michael G. Colantuono, Esq.
Auburn City Attorney
Colantuono & Levin, P.C.
11364 Pleasant Valley Road
Penn Valley, CA 95946
Telephone: (530) 432-7357
Facsimile: (530) 432-7356

17. SURVIVING COVENANTS

The parties agree that the covenants contained in Section 10, Section 11, Paragraph 13.2 and Section 14 of this Agreement shall survive the expiration or termination of this Agreement.

18. TERMINATION

- 18.1 City may terminate this Agreement for any reason on five calendar days' written notice to Consultant. Consultant may terminate this Agreement for any reason on thirty calendar days' written notice to City. Consultant agrees to cease all work under this Agreement on or before the effective date of any notice of termination. All City data, documents, objects, materials or other tangible things shall be returned to City upon the termination or expiration of this Agreement.
- 18.2 If City terminates this Agreement due to no fault or failure of performance by Consultant, then Consultant shall be paid based on the work satisfactorily performed at the time of termination. In no event shall Consultant be entitled to receive more than the amount that would be paid to Consultant for the full

performance of the services required by this Agreement.

19. GENERAL PROVISIONS

- 19.1 Consultant warrants that it has not employed nor retained any company or person, other than a bona fide employee working solely for Consultant, to solicit or secure this Agreement. Further, Consultant warrants that it has not paid nor has it agreed to pay any company or person, other than a bona fide employee working solely for Consultant, any fee, commission, percentage, brokerage fee, gift or other consideration contingent upon or resulting from the award or making of this Agreement. Consultant further agrees to file, or shall cause its employees or subcontractor to file, a Statement of Economic Interest with the City's Filing Officer if required under state law in the performance of the services. For breach or violation of this warranty, City shall have the right to rescind this Agreement without liability. For the term of this Agreement, no member, officer, or employee of City, during the term of his or her service with City, shall have any direct interest in this Agreement, or obtain any present or anticipated material benefit arising therefrom.
- 19.2 Consultant shall not delegate, transfer, subcontract or assign its duties or rights hereunder, either in whole or in part, without City's prior written consent, and any attempt to do so shall be void and of no effect. City shall not be obligated or liable under this Agreement to any party other than Consultant.
- 19.3 This Agreement shall be binding on the successors and assigns of the parties.
- 19.4 Except as expressly stated herein, there is no intended third party beneficiary of any right or obligation assumed by the parties.
- 19.5 Time is of the essence for each and every provision of this Agreement.
- 19.6 In the performance of this Agreement, Consultant shall not discriminate against any employee, subcontractor, or applicant for employment because of race, color, creed, religion, sex, marital status, sexual orientation, national origin, ancestry, age, physical or mental disability, medical condition or any other unlawful basis.
- 19.7 The captions appearing at the commencement of the sections hereof, and in any paragraph thereof, are descriptive only and for convenience in reference to this Agreement. Should there be any conflict between such heading, and the section or paragraph thereof at the head of which it appears, the section or paragraph thereof, as the case may be, and not such heading, shall control and govern in the construction of this Agreement. Masculine or feminine pronouns shall be substituted for the neuter form and vice versa, and the plural shall be substituted for the singular form and vice versa, in any place or places herein in which the context requires such substitution(s).

- 19.8 The waiver by City or Consultant of any breach of any term, covenant or condition herein contained shall not be deemed to be a waiver of such term, covenant or condition or of any subsequent breach of the same or any other term, covenant or condition herein contained. No term, covenant or condition of this Agreement shall be deemed to have been waived by City or Consultant unless in writing signed by one authorized to bind the party asserted to have consented to the waiver.
- 19.9 Consultant shall not be liable for any failure to perform if Consultant presents acceptable evidence, in City's sole judgment, that such failure was due to causes beyond the control and without the fault or negligence of Consultant.
- 19.10 Each right, power and remedy provided for herein or now or hereafter existing at law, in equity, by statute, or otherwise shall be cumulative and shall be in addition to every other right, power, or remedy provided for herein or now or hereafter existing at law, in equity, by statute, or otherwise. The exercise, the commencement of the exercise, or the forbearance of the exercise by any party of any one or more of such rights, powers or remedies shall not preclude the simultaneous or later exercise by such party of any of all of such other rights, powers or remedies. If legal action shall be necessary to enforce any term, covenant or condition herein contained, the party prevailing in such action, whether reduced to judgment or not, shall be entitled to its reasonable court costs, including accountants' fees, if any, and attorneys' fees expended in such action. The venue for any litigation shall be Placer County, California and Consultant hereby consents to jurisdiction in Placer County for purposes of resolving any dispute or enforcing any obligation arising under this Agreement.
- 19.11 If any term or provision of this Agreement or the application thereof to any person or circumstance shall, to any extent, be invalid or unenforceable, then such term or provision shall be amended to, and solely to, the extent necessary to cure such invalidity or unenforceability, and in its amended form shall be enforceable. In such event, the remainder of this Agreement, or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, and each term and provision of this Agreement shall be valid and be enforced to the fullest extent permitted by law.
- 19.12 This Agreement shall be governed and construed in accordance with the laws of the State of California.
- 19.13 All documents referenced as exhibits in this Agreement are hereby incorporated into this Agreement. In the event of any material discrepancy between the express provisions of this Agreement and the provisions of any document incorporated herein by reference, the provisions of this Agreement shall prevail. This instrument contains the entire Agreement between City and Consultant with respect to the transactions contemplated herein. No other prior oral or written

agreements are binding upon the parties. Amendments hereto or deviations herefrom shall be effective and binding only if made in writing and executed by City and Consultant.

- 19.14 Consultant shall maintain any and all ledgers, books of account, invoices, vouchers, canceled checks, and other records or documents evidencing or relating to charges for services or expenditures and disbursements charged to City under this Agreement for a minimum of three (3) years, or for any longer period required by law, from the date of final payment to Consultant under this Agreement. All such documents shall be made available for inspection, audit, and/or copying at any time during regular business hours, upon oral or written request of City. In addition, pursuant to Government Code Section 8546.7, if the amount of public funds expended under this Agreement exceeds ten thousand dollars, all such documents and this Agreement shall be subject to the examination and audit of the State Auditor, at the request of City or as part of any audit of City, for a period of three (3) years after final payment under the Agreement.

TO EFFECTUATE THIS AGREEMENT, the parties have caused their duly authorized representatives to execute this Agreement on the dates set forth below.

"City"
City of Auburn

By: _____

Date: _____

"Consultant"
Giuliani & Kull, Inc.

By: Edward Giuliani
Edward Giuliani, President

Date: 6.4.13

By: William F. Kull
Name, Level of Officer e.g., Vice President

Date: 6.5.13

Attest:

By: _____
Deputy City Clerk

Date: _____

Approved as to form:

By: _____
Michael G. Colantuono, City Attorney

Date: _____

EXHIBIT "A"

SCOPE OF SERVICES

PROPOSAL FOR ENGINEERING SERVICES

CLIENT

Bernie Schroeder
Director of Public Works
City of Auburn
1225 Lincoln Way
Auburn CA 95603

CONSULTANT

Edward M. Giuliani,
PE # 34705, PLS # 5907, QSD #00206
Giuliani & Kull, Inc.
500 Wall Street
Auburn, CA 95603

This agreement entered into in Auburn, California hereby binds the Client and Consultant to the following Scope of Services and Compensation:

PROJECT BACKGROUND

The proposed project is the engineering support service for the City of Auburn. Services will be provided and managed through the Auburn office of Giuliani & Kull, Inc.

SCOPE OF SERVICES

The following scope of services is offered for the preparation of the engineering work effort:

Task 1- City Staff Support – Engineering Technician

Giuliani & Kull will provide an Engineering Technician for in house support of general activities at the City of Auburn. This is a fulltime, 40 hours per week position, which will be in place during a maternity leave absence. Specific training as related to City activities will be the City's

responsibility. All payroll, benefits and appropriate taxes will be the responsibility of Giuliani & Kull.

Task 2 – City Staff Support – Principal Engineer

Giuliani & Kull will provide a Principal Engineer for support of engineering activities on an “on call” basis. Current anticipation of time is inclusive of 4~8 hours per week. Services will be as related to professional consultation regarding engineering issues, engineering design and City Engineer representation.

COST OF SERVICES

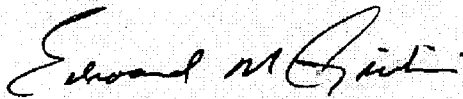
The professional services described in the Scope of Services are offered for the following fees:

Task 1- City Staff Support – Engineering Technician	\$55.00 per hour
Task 2 – City Staff Support – Principal Engineer	\$150.00 per hour

TERMS

The services described herein will be provided in accordance with the City of Auburn Professional Service Agreement. Extra work items or other additional services (beyond those described herein) will be provided in accordance with our standard schedule of hourly rates in effect at the time the work is performed.

Respectfully Submitted,



Edward M. Giuliani, PE, PLS, QSD

EXHIBIT "B"

SCHEDULE OF HOURLY RATES

Effective 5-1-12

The following rates are applicable to hourly rate contracts, extra work items, and per-diem accounts:

<u>Classification</u>	<u>Hourly Rate</u>
Principal Engineer	\$ 150.00
Senior Engineer	125.00
Senior Land Surveyor	125.00
Associate Engineer	95.00
Engineering Technician	55.00
Senior Drafter	85.00
Drafter	75.00
Survey Technician	90.00
Field Crew / GPS Survey	205.00
Clerical	45.00
Expert Witness	\$ 350.00

Reproductions, copying, record maps, filing fees, and additional outside services will be billed at cost plus fifteen (15) percent. Field crew per diem cost is \$100 when mileage is in excess of 100 miles from office of origin. Vehicle mileage charge \$0.40/mile.

RESOLUTION NO. 13-

RESOLUTION AUTHORIZING THE CONSULTANT AGREEMENT WITH GIULIANI
& KULL, INC. FOR ENGINEERING SERVICES

THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY RESOLVE:

That the City Council of the City of Auburn does hereby authorize the
Director of Public Works to execute a consultant contract with Giuliani & Kull,
Inc. for Engineering Services for the Public Works Department in an amount
not to exceed \$80,000.

A true and correct copy of said Consultant Agreement is attached hereto as
Exhibit "A."

DATED: June 10, 2013

Kevin Hanley, Mayor

ATTEST:

Stephanie L. Snyder, City Clerk

I, Stephanie L. Snyder, City Clerk of the City of Auburn, hereby certify
that the foregoing resolution was duly passed at a regular session meeting of
the City Council of the City of Auburn held on the 10th day of June 2013 by the
following vote on roll call:

Ayes:

Noes:

Absent:

Stephanie L. Snyder, City Clerk

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Report to the Auburn City Council

Action Item

Agenda Item No. 7

City Manager Approval

To: Mayor and City Council Members
From: Bernie Schroeder, Public Works Director
Date: June 10, 2013
Subject: Street Resurfacing Project – Oakridge Way / Auburn Glen Subdivision/ Shockley Area

The Issue

Shall the City of Auburn perform street maintenance on Oakridge Way, Auburn Glen Subdivision and Shockley area?

Conclusion and Recommendation

Staff recommends by

1. By **MOTION**, find the Street Resurfacing Project – Oakridge Way/Auburn Glen Subdivision/Shockley Area categorically exempt from the California Environmental Quality Act (CEQA) per Section 15301 (c) Existing Facilities.
2. **RESOLUTION**, authorize the Director of Public Works to execute construction contracts with Valley Slurry Seal and Central Valley Engineering to conduct street preparation and slurry sealing of specific roadways in north Auburn including Oakridge Way, Auburn Glen Subdivision and Shockley in conjunction with Placer County Public Works Department in a total amount not to exceed \$150,000.

Background

The Placer County Public Works Department recently approached the City and suggested we considered “piggy backing” on a road maintenance project that was bid spring 2013. The bid resulted in very competitive unit prices for surface treatments called cape seal and micro-surfacing. Essentially, these treatments are representative of newer technology designed to extend the life of pavement at a lower cost and yielding greater longevity. The project being proposed would include roadway reconstruction in areas of failure, followed by crack sealing, a chip seal is applied and then a heavy slurry polymer is placed over to seal the roadway. This treatment type has been applied on similar roads such as Canal Street in the County with positive results. The City roadways being proposed are ones that extend across City/ County limits and it would be beneficial to take advantage of the effort County staff has completed by already competitively bidding the project.

City staff is currently preparing an update Road Overlay Report which includes these roads to be considered in the next five years as good candidates for this type of surface treatment. Placer County has already executed their agreements and the contractors intend on beginning this work within two weeks so time is of the essence. City staff has worked with both of these contractors in the past which resulted in good quality construction and timely project completion.

Approximately 331,400 square feet of roadway is proposed to be resurfaced with this project.

Alternatives Available to Council; Implications of Alternatives

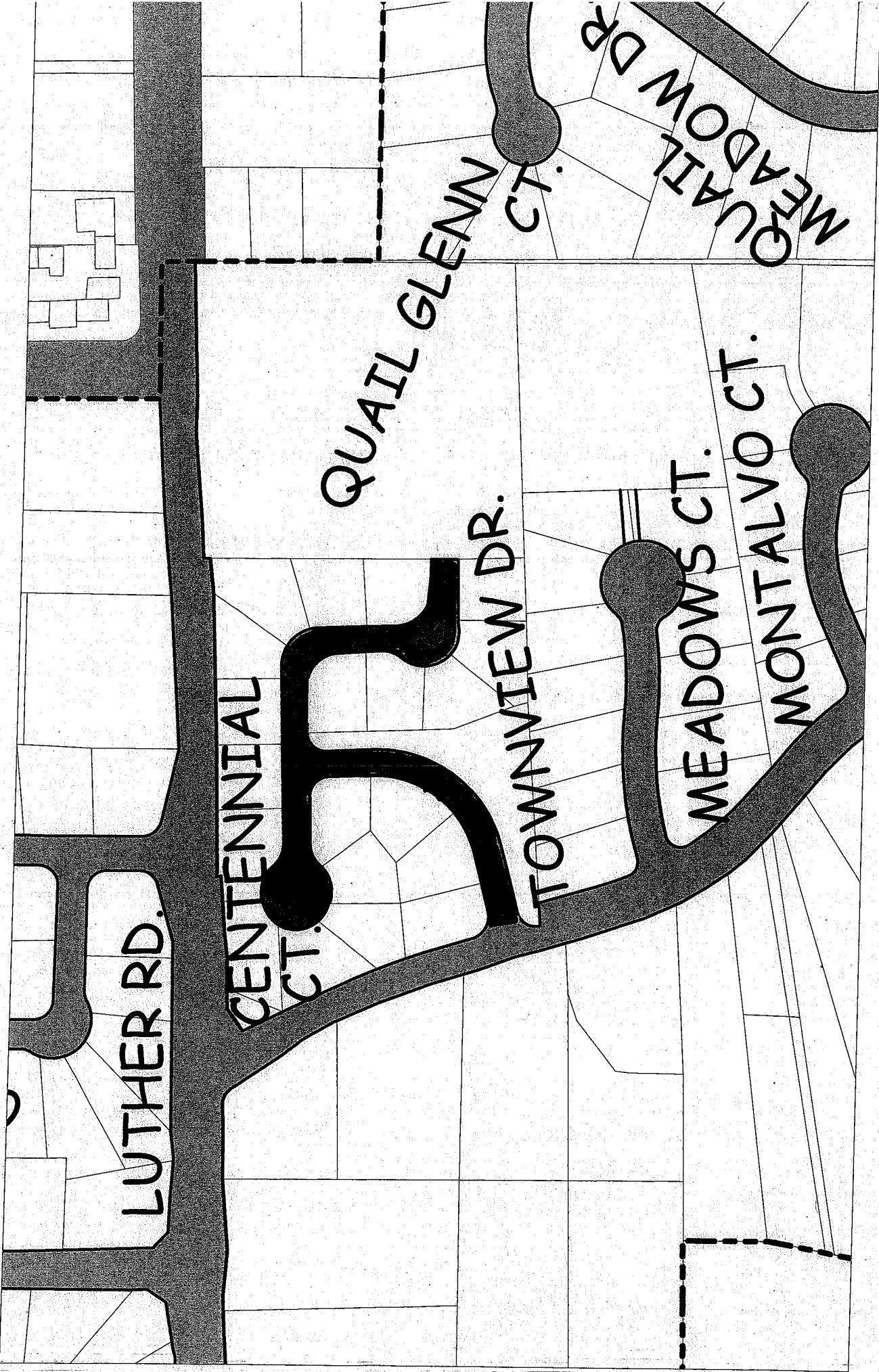
1. Accept Staff Recommendation
2. Amend Staff Recommendation

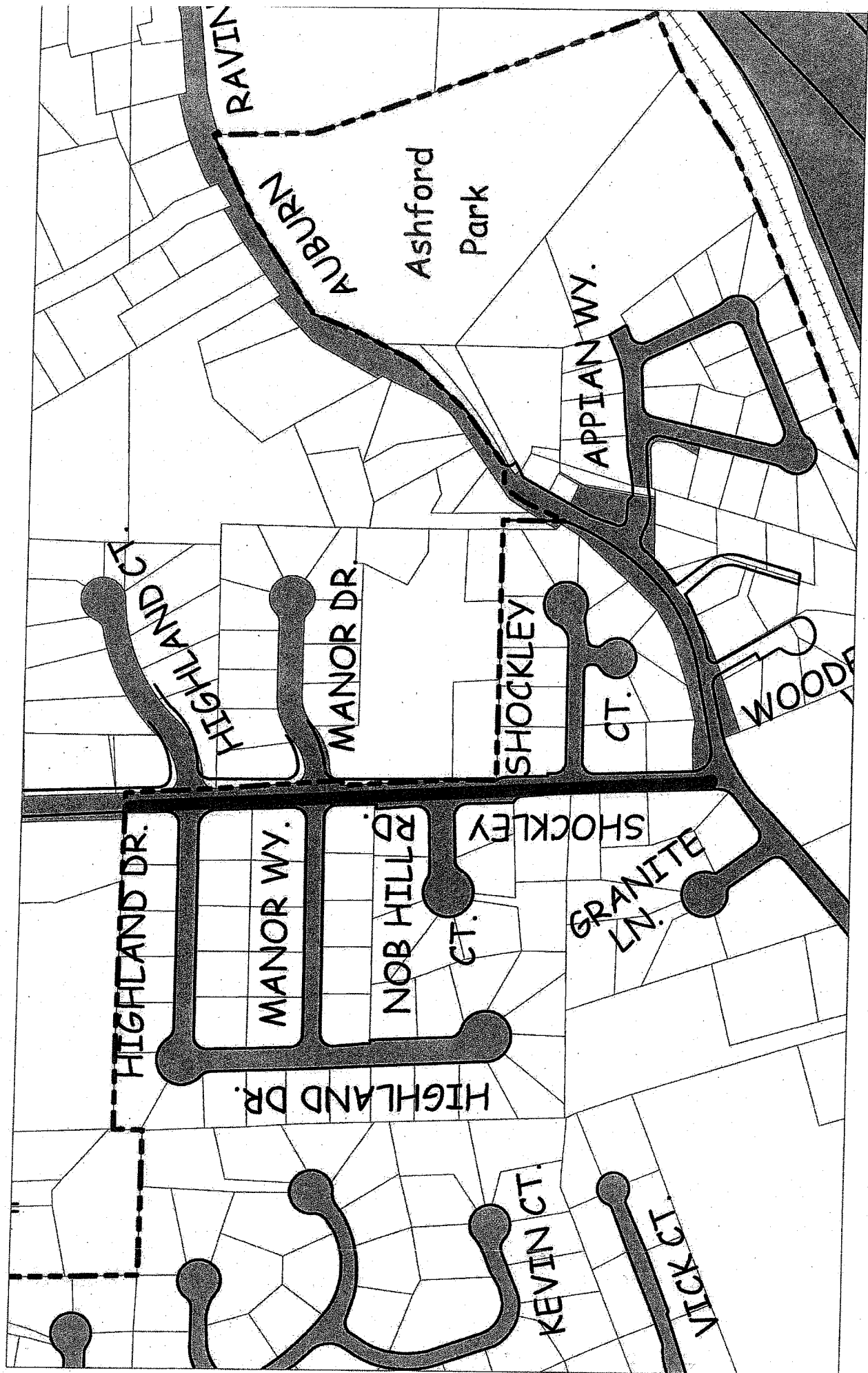
Fiscal Impact

The total project cost is based on estimated quantities and shall not exceed \$150,000. The FY 12/13 Transportation Budget (Fund 26) has adequate overlay funding in the amount of \$500,000 to fund this project.

Attachments: *Site Plan*
 Resolution







RESOLUTION NO. 13-

RESOLUTION TO AUTHORIZE THE STREET SURFACING PROJECT ON
OAKRIDGE WAY, AUBURN GLEN SUBDIVISION & SHOCKLEY AREA

THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY RESOLVE:

That the City Council of the City of Auburn does hereby authorize the Director of Public Works to execute a construction contract with Valley Slurry Seal and Central Valley Engineering to conduct street preparation and slurry sealing of specific roadways in north Auburn including Oakridge Way, Auburn Glen Subdivision and Shockley in conjunction with Placer County Public Works Department in a total amount not to exceed \$150,000.

DATED: June 10, 2013

Kevin Hanley, Mayor

ATTEST:

Stephanie L. Snyder, City Clerk

I, Stephanie L. Snyder, City Clerk of the City of Auburn, hereby certify that the foregoing resolution was duly passed at a regular session meeting of the City Council of the City of Auburn held on the 10th day of June 2013 by the following vote on roll call:

Ayes:

Noes:

Absent:

Stephanie L. Snyder, City Clerk



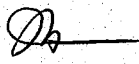
Report to the Auburn City Council

Information Item

8

Agenda Item No.

City Manager's Approval

To: Mayor and City Council Members
From: Mark D'Ambrogi, Fire Chief 
Date: June 10, 2013
Subject: Weed abatement-Declare Public Nuisance

The Issue

Shall the City Council, by Resolution, declare Public Nuisance of certain properties within the City of Auburn identified as containing weeds, rubbish, and or debris?

Conclusion and Recommendation

Staff recommends the City Council, by resolution, declare Public Nuisance of certain properties within the City of Auburn identified as containing weeds, rubbish, and or debris, as listed in Exhibit "A".

Background

The weed abatement process requires the City Council to first declare Public Nuisance of those properties that have been identified as containing weeds, rubbish, and or debris as potential hazard with the threat of fire. Such properties as listed in Exhibit "A" have been issued written notice to destroy, remove, or render safe such hazards. This is the first step of the City Weed Abatement Process. Upon inspection and request for action, those properties that do not comply with such requests will be noticed of Public Hearing at a later date to order abatement; removal of such hazard(s) by the City, and will be responsible for all costs associated with such process. Declaration of Public Nuisance is the first step in the process and must be done so to carry out the remaining steps in a timely manner.

It is anticipated that a large number of properties as listed in Exhibit "A" will comply with first request to abate such hazards. This initial step is a formality of the Weed Abatement Process.

Alternatives Available to Council; Implications of Alternatives

1. Adopt a resolution to declare Public Nuisance to continue the City Weed Abatement Process;
2. Take no action; no further process will be implemented.

Fiscal Impact

No direct costs are identified specific to this process. Future actions incurred by the City may be recovered by payment from the property owners through the weed abatement process.

Attachment
Exhibit "A"

"EXHIBIT A"
Declaration of Nuisance

APN	ADDRESS	STREET
004-360-006	1800	High Street
004-360-005	1780	High Street
004-360-004	1760	High Street
004-100-032		High Street
004-100-033		High Street
004-100-020	1500	High Street
040-440-075		Lantern View
055-040-028		Riverview Drive
055-040-029		Riverview Drive
055-040-031		Riverview Drive
055-040-030		Riverview Drive
022-053-012		Landis Circle
022-051-007		Landis Circle
003-113-009		Aeolia Drive
055-290-006	3055	Eagles Nest
040-470-020		Sage Way
002-190-035	955	Lincoln Way
004-096-036		Robie Drive

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**THE CITY COUNCIL OF THE CITY OF AUBURN DOES RESOLVE AS
FOLLOWS:**

BE IT RESOLVED THAT, pursuant to the provisions of Articles 1 and 2, Chapter 13, part 2, Division 3, Title 4, of the California Government Code, Sections 39560 to 39588, inclusive, and evidence received by it, the City Council of the City of Auburn specifically finds:

SECTION 1: That the weeds growing upon the streets and sidewalks in front of said property are weeds which bear seeds of a wingy or downy nature or attain such large growth as to become a fire menace to adjacent improved property when dry, or which are otherwise noxious or dangerous.

SECTION 2. That the presence of dry grass, stubble, refuse, or other flammable materials are conditions which endanger the public safety.

SECTION 3. That by reason of the foregoing fact, the weeds or dry grass, stubble, refuse, or other flammable material growing or existing upon the properties hereinafter described, and upon the streets and sidewalks in front of said property constitute a public nuisance and should be abated as such.

1
2 SECTION 4. That the private property, together with the streets and
3 sidewalks in front of same herein referred to, is more particularly described as
4 follows, to-wit: Those properties described in Appendix "A" attached hereto
5 and by this reference made a part hereof as though set forth in full at this
6 point.
7

8 THEREFORE BE IT RESOLVED, pursuant to the foregoing findings of fact,
9 that the weeds or dry grass, stubble, refuse, or other flammable material in
10 and upon and in front of the real property hereinbefore described constitute
11 and are hereby declared to be a public nuisance which should be abated. The
12 Fire Chief, is hereby designated the person to give notice to destroy said weeds
13 or dry grass, stubble, refuse, or other flammable material and shall cause
14 notices to be given to each property owner by United States Mail and said
15 notice shall be substantially in the following form to-wit.

16 NOTICE TO DESTROY WEEDS AND REMOVE RUBBISH, REFUSE, AND
17 DIRT

18 Notice is hereby given that on the 10th day of June 2013, the City Council
19 of the City of Auburn passed a resolution declaring that noxious or dangerous
20 weeds were growing upon or in front of the property on this street, and that
21 rubbish, refuse, and dirt were upon or in front of property on this street, in
22 Auburn are more particularly described in the resolution, and that they
23 constitute a public nuisance which must be abated by the removal of the
24 weeds, rubbish, refuse, and dirt. Otherwise they will be removed and the
25 nuisance abated by the City and the cost of removal assessed upon the land
26 from or in front of which the weeds, rubbish, refuse, and dirt are removed and
27 will constitute a lien upon such land until paid. Reference is hereby made to
28

1 the resolution for further particulars. A copy of said resolution is on file in the
2 office of the City Clerk.

3 All property owners having any objections to the proposed removal of the
4 weeds, rubbish, refuse, and dirt are hereby notified to attend a meeting of the
5 City Council of the City of Auburn to be held on July 8, 2013 at 6:00 p.m.
6 when their objections will be heard and given due consideration.

7 BE IT THEREFORE RESOLVED, that the Fire Chief is hereby authorized
8 and directed to authorize the recovery of costs of inspection of the properties
9 hereinabove described in a manner consistent with prior action of the City
10 Council. The recovery of these costs is vital to the ongoing operation
11 governing the identification and abatement of those properties that constitute
12 public nuisances and endanger the public safety.

13
14 BE IT FURTHER RESOLVED THAT the 8th day of July 2013, at the
15 hour of 6:00 p.m. in the City of Auburn, is the day and hour, and the Meeting
16 Room of the City Council at City Hall is the place when and where any and all
17 property owners having any objections to the aforesaid proposed removal of
18 weeds or dry grass, stubble, refuse, or other flammable material may appear
19 before the City Council and show cause why said weeds or dry grass, stubble,
20 refuse, or other flammable material should not be removed in accordance with
21 this resolution, and said objections will then and there be heard and given due
22 consideration; and

23
24 BE IT RESOLVED THAT the notices to destroy weeds or dry grass,
25 stubble, refuse or other flammable material hereinbefore referred to shall be
26 mailed by the City of Auburn at least ten days prior to July 8, 2013.

27 DATED: June 10, 2013
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Kevin Hanley, Mayor

ATTEST:

Stephanie L. Snyder, City Clerk

I, Stephanie L. Snyder , City Clerk of the City of Auburn, hereby certify that the foregoing resolution was duly passed at a regular meeting of the City Council of the City of Auburn held on the 10th day of June 2013 by the following vote on roll call:

Ayes:

Noes:

Absent:

Stephanie L. Snyder, City Clerk

1 ABATEMENT ORDER

2
3 _____ July 8, 2013

4
5 FOLLOWING THE PUBLIC HEARING HELD July 8, 2013 IN THE MATTER OF
6 RESOLUTION TO ABATE NOXIOUS WEEDS, RUBBISH, AND REFUSE, THE CITY
7 COUNCIL OF THE CITY OF AUBURN, BY MOTION ADOPTED AN ORDER
8 DIRECTING THE ABATEMENT OF THE NUISANCE BY HAVING THE WEEDS,
9 RUBBISH, AND REFUSE REMOVED.
10

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13 CITY COUNCIL OF THE
14 CITY OF AUBURN
15

16
17 BY _____
18 Kevin Hanley, Mayor
19

20 ATTEST:

21
22 BY _____
23 Stephanie L. Snyder, City Clerk
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1 STATE OF CALIFORNIA)
2) SS
3 CITY OF AUBURN)
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6 On or before the 9th day of July 2012, as required by the Government Code of
7 the State of California, the owners of each of the properties described in the
8 attached list were notified by United States Mail to destroy noxious or
9 dangerous weeds, of which the annexed is a true copy, and setting the 9th day
10 of July 2012 as the date upon which owners of said property could attend a
11 meeting of the Council of the City of Auburn, when their objections will be
12 heard and given due consideration.
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21 SUBSCRIBED AND SWORN TO BEFORE ME

22 This _____ day of _____, AUBURN
23
24
25

26 _____
27 City Clerk
28

[Appendix "A"]

APN	ADDRESS	STREET
004-360-006	1800	High Street
004-360-005	1780	High Street
004-360-004	1760	High Street
004-100-032		High Street
004-100-033		High Street
004-100-020	1500	High Street
040-440-075		Lantern View
055-040-028		Riverview Drive
055-040-029		Riverview Drive
055-040-031		Riverview Drive
055-040-030		Riverview Drive
022-053-012		Landis Circle
022-051-007		Landis Circle
003-113-009		Aeolia Drive
055-290-006	3055	Eagles Nest
040-470-020		Sage Way
002-190-035	955	Lincoln Way
004-096-036		Robie Drive



Report to the Auburn City Council

Agenda Item No. 10

[Signature]
City Manager's Approval

To: Mayor and City Council Members
From: Robert Richardson, City Manager
Prepared by: Amy M. Lind, Deputy/Assistant City Clerk
Date: June 10, 2013
Subject: Public Hearing to Levy Annual Assessment Fee for Business Improvement Districts

The Issue

Shall the Council hold a Public Hearing before adopting a Resolution to levy assessments for Fiscal Year 2013/14 in connection with the Old Town Auburn Business Improvement District and the Downtown Auburn Business Improvement District?

Conclusion and Recommendation

Staff recommends that the City Council following a Public Hearing to receive public testimony, adopt by **RESOLUTION** the 2013/14 Levying of Assessments in connection with the Old Town Auburn Business Improvement District and the Downtown Auburn Business Improvement District.

Background

State Law enables the establishment of Parking and Business Improvement Areas. Business Improvement Districts (BID) were established for the Old Town and Downtown Areas, with the city business licensing process utilized as the collection for those assessment fees.

On May 13, 2013 the City Council declared its intention to levy and collect assessments within the Old Town BID and the Downtown BID for Fiscal Year 2013/14. At this meeting the City Council approved the Annual Reports from both the Old Town and Downtown BID's and adopted a resolution of its intent to levy and collect annual assessment fees within both districts. A copy of this resolution was published in the Auburn Journal on June 2, 2013 to notify residents on the public hearing to be held June 10, 2013.

The City Council will hold the public hearing to hear any comments from interested persons affected by the assessment fees.

Alternatives Available to Council; Implications of Alternatives

After holding the Public Hearing to receive comments regarding the Assessment fees the City Council has the following options for the adoption of the Assessment Fee Schedule for both Old Town and Downtown Auburn Business Improvement District, thereby the City Council hereby:

1. Adopt the 2013/14 Levying of Assessments in connection with the Old Town Auburn Business Improvement District and the Downtown Auburn Business Improvement District, or
2. Do not adopt the 2013/14 Levying of Assessment in connection with the Old Town Auburn Business Improvement District and the Downtown Auburn Business Improvement District.

Fiscal Impact

There is no fiscal impact on the City other than the cost of public notices and of processing the collection of assessment which is billed with the business license tax at the end of June.

**AUBURN
DOWNTOWN BUSINESS
ASSOCIATION**
www.downtownauburnca.com

PO BOX 244
AUBURN, CA 95604

PRESIDENT
JIM BRILL

VICE PRESIDENT
CARI THACHUK

PAST PRESIDENT
HARVEY ROPER

SECRETARY
MARGARETA ASGHARZEDH

TREASURER
STEVE GALYARDT

DIRECTORS
GARY CAPPS
LISA SWISLEY
RON SOLOMON
MARLYN HUDGINS
SHAWNA CERWINISKI

**SUPPORTING OUR
DOWNTOWN TOGETHER**

Auburn Downtown Business Association Annual Report to City Council

May 2, 2013

To Mayor Kevin Hanley and Members of City Council,

We are enjoying the improved business climate of Auburn and its continued upward direction in the local economy. We appreciate your investment into improving the Downtown market place and making Auburn a vibrant, place to live and work.

The following pages list our accomplishments of 2012/2013 and our goals for next year. They are arranged in a simple bullet point format for your review.

Also attached is the proposed budget for the 2013 – 14 fiscal year. In the proposed budget the biggest change is the reduction in the flower program. This change will allow the board of directors to engage our resources into more productive adventures such as promotions and advertising. Our budget will be completed and approved in July.

We also thank the City Council for your assistance to the relocation of the Chamber to its original location and are excited about the proposed improvements and restrooms to be located there. This coupled with the Central Square Plaza has created a wonderful social dynamic which has already stimulated new investment in local business and should increase visitor traffic to Downtown for years to come.

We look forward to the continued close coordination of our efforts with the City through the next year.

Thank you, DBA President, Jim Brill

Review of the DBA activities for the year of 2012-2013

- * Very successful Joint wine tasting event with Old Town almost reached 800 attendees. Wineries from outside our area are now wanting to participate and are on a waiting list. A Wonderful opportunity for the attendees to see and taste what Auburn has to offer.*
- * Have begun recreation of the DBA website*
- * In the process of remodeling and upgrading the Wine Festival Website*
- * Contributed \$10,000 to public restrooms near Central Square*
- * Successful Safe & Happy Halloween
750 kids participating, Lots of fun*
- * Purchased and passed out 3000 Mini American Flags for Veterans Day and Fourth of July*
- * Continuation of Flower pot maintenance program
Our largest expense, almost 90 pots currently included in the program*
- * Continuation of five successful Cruise Night Events*
- * Sponsored the Revitalized Funk Soap Box Derby*
- * Assisted the Chamber of Commerce and coordinated the Vendors and assisted with Volunteers for the Festival of Lights parade*
- * Contributed Financially to The Art Walk.*

Our Plans for 2013-2014

- 1) To continue our Wine and Food Festival which we successfully partnered with Placer County Vintners Association and will be growing the event. The event will again give participants the opportunity to enjoy Downtown and Old Town Auburn at it's best.*
- 2) Coordinate and financially participate for the promotion (advertising) of Auburn with the City, OTBA, Placer County Welcome Center, and the Auburn Wine Trail to focus on bringing people from Outside the Auburn Area.*
- 3) Creating a new Christmas Tree lighting event that could draw people to Downtown. This event would replace the Tree Lighting prior to the Festival of Lights Parade with a possible date of Thanksgiving Weekend.*
- 4) Improve Christmas/Holiday decorations including new lights and garlands and restoring existing decorations to create a "Lighted Wreath" theme through out Downtown, and will match with Old Towns Wreath decor.
We are currently looking to have them manufactured locally, and should be able to do so at a lesser price.*
- 5) Revamp our Flower Pot program, which has been consuming the majority of our budget. Beginning by reducing the number of pots, looking for funding partners in the DBA membership who wish to retain their pots through the transition. The Goal is to create a lower maintenance, planting program, something which will compliment the popular look of Central Square.*
- 6) Mini Flags to hand out for 4th of July and placement large flags on upper Lincoln Way.*
- 7) Partnering with the City and Chamber with Live @Central Square, May through September*
- 8) Continuing support of Outdoor Movie Nights at Central Square*

Downtown Auburn Business Association
2013-14 Budget

Ordinary Income/Expense		DRAFT BUDGET	
Income			
Member Income			
	Bid Member Assesment	36,000.00	
	Associate Members	500.00	
Total Member Income		0.00	36,500.00
Promotion			
	Wine Festival	5,000.00	
	Cruise Nite	2,500.00	
	Web Site Advertising	400.00	
Total Promotion			7,900.00
	Design	0.00	
	Economic Structure	0.00	
Total Design/Structure			0.00
Total Income			44,400.00
Expense			
Meetings			
	Refreshments	0.00	
	Rental	0.00	
Total Meetings			0.00
Accounting			1,800.00
Insurance/Liability			3,500.00
Organization			
	Misc Office Expense	500.00	
	Constant Contact	600.00	
	Membership Dues		
	Donation		
	Postage	250.00	
	Mailers		
	Printing		
	Sunshine	600.00	
	Web Site	1,000.00	
Total Organization		2,950.00	2,950.00
Promotion			
	Permits	650.00	
	American Flag Purchase	800.00	

Downtown Auburn Business Association
2013-14 Budget

	Art Walk	500.00	
	Festival of Lights Parade	500.00	
	Sidewalk Sales	300.00	
	Christmas Décor	5,000.00	
	Christmas Holiday Promo	2,000.00	
	Auburn Family Night Out	200.00	
	Trick or Treat	100.00	
	Funk Box Derby	500.00	
	Live at Central Square	3,000.00	
	Advertising	9,000.00	
	Total Promotion		23,550.00
	Economic Restructure		
	Improvement Project	2,000.00	
	Total Ecominc Restructure		2,000.00
	Planters Maintenance	5,000.00	
			5,000.00
	Total Expenche		38,800.00
	Net Income		5,600.00





June 1, 2013

To: Bob Richardson, City Manager – Auburn
From: Old Town Business Association (OTBA)
RE: Business Improvement District (BID)

1. **Introduction:** This annual report by the Old Town Business Association Improvement District (BID) for the coming fiscal year is provided to the City of Auburn for consideration and approval. Included in this report is a work plan and a proposed budget. Funds generated by the Old Town BID are administered by the OTBA for the sole purpose of enhancing the physical and economic well-being of the Old Town district with the approval of the Auburn City Council.
2. **BID District:** The Old Town BID begins at and includes the Hill property at the end of Park Street, and continues down Park Street to Maple Street and up to Auburn Folsom Road. The boundary continues on Auburn Folsom Road to Race Track Street, turns right on Race Track to Brewery Lane, turns right on Brewery Lane, and, continues down Brewery Lane to its end, where the boundary line then extends across and encompasses the Hill property at the end of Park Street.
3. **PROPOSED PROGRAM of Work for the OTBA:** The OTBA continues to add new ideas to improve our area, all of which are important to attract visitors and continue to maintain the vitality from which business owners can thrive. We are adding hanging baskets to add more color to Old Town, Hand rails are being added to Commercial Street and Sacramento Street for public safety and additional patriotic bunting. Three additional signs are being added to help drive more visitors to Old Town and we are continually doing upkeep and improvements as needed. The OTBA continues to use advertising dollars to reach further west of Placer County with the idea of attracting a desired demographic. We continue to subsidize the Post Office rent and we continue to attract interested business owners to participate in the stated plans through implementation of our district "goal list". One of our primary goals for 2013 – 2014 is increasing the participation and the involvement of the members of the Old Town Business Association in the Association.
4. **STREET SCAPE:** The OTBA has continues to maintain a licensed Landscape Contractor (Independent Contractor) who does seasonal plantings and maintains (93 planters) and replaces all receptacles pertinent to healthy growth and a historic esthetic and attractive curb appeal. Our Landscape Contractor has designed and started hanging the baskets to colorfully enhance sections of our district



OTBA continued

5. **PUBLIC EVENTS:** The OTBA continues to sponsor and promote retail events and festivals with special attention to our annual two Antiques and Collectibles Street Fairs, Cinco de Mayo, 4th of July Celebration, two Auburn Movie Nights, Art Walks, the Auburn Wine and Food Festival, A Taste of Chocolate and finally our two Country Christmas events. We are continually looking at other events to draw visitors into our district. The balance of the events for 2013 are:

May 5:	23rd annual Cinco de Mayo
May 19:	46th annual Spring Street Fair
June 12:	Free Old Town Movie Night
June 13:	Art Walk
July 4th:	Pancake Breakfast and Kids Games
July 24:	Free Old Town Movie Night
Aug 8:	Art Walk
Aug. 10 & 11:	Heritage Trail-Activities
Sept:	Open
Oct. 10:	Final Art Walk
Oct. 12:	Wine and Food Festival
Oct. 20:	46th annual Fall Street Fair
Nov:	Open
Dec. 14 & 21:	27th annual Country Christmas

Attached heretofore you will find the OTBA proposed budget for fiscal year 2013-2014 and a working budget for same.

It is the intent and goal of the OTBA to continually work with the City of Auburn and our community to maintain and preserve the historic integrity and old fashioned ambiance that draws the curiosity senses of our visitors and to invite them to have the best experience that our community and the Old Town district has to offer and with the BID, allows us to maintain a vibrant business district.

Respectfully Submitted,

David C. Johnson, President
Old Town Business Association

Donald Baker, Treasurer
Old Town Business Association

4/28/2013

4. Proposed OTBA Budget, Fiscal Year 2013/2014

4.1 Income

Antiques & Collectables Street Fairs	\$ 19450.00
Historic District BID, 2011 – 2012	\$ 25944.00
Miscellaneous Events, Donations	\$ 750.00

Total Income	\$ 46144.00
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* for this current year as of April 28, 2013 we had a balance of \$38538.60

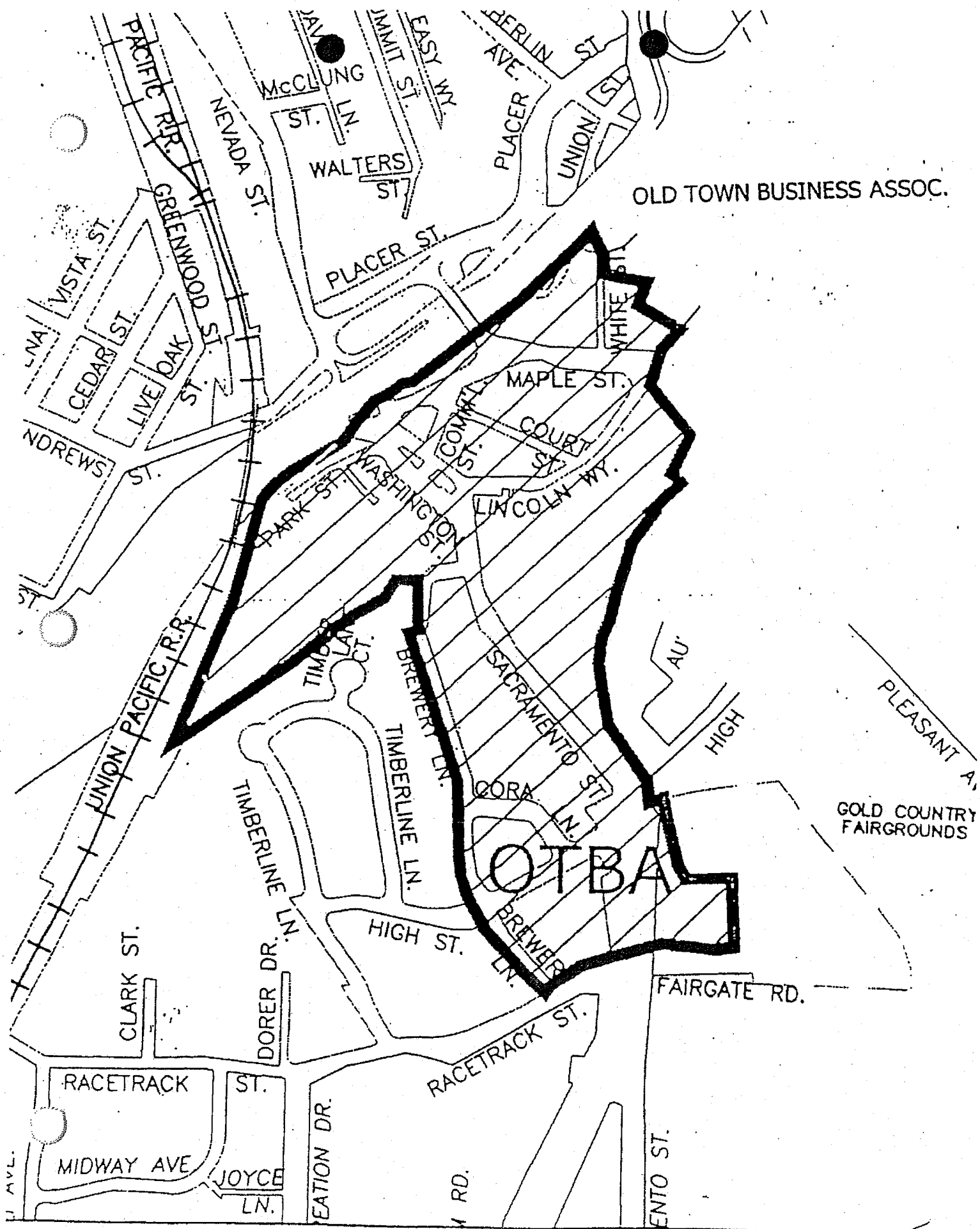
Projects currently on the books;

Marketing	\$ 2400.00
OTBA Website	\$ 4600.00
Streetscape Additions	\$ 6100.00
Current Obligations	\$ 6570.00
Donation to OTAPS	\$ 2130.00
Reserve	\$ 1200.00

4.2 Expenses

Building Light Repairs	\$ 500.00
Wishing Well Repairs	\$ 900.00
Street Fairs	\$ 12,100.00
Streetscape Maintenance	\$ 7700.00
Post Office Rental	\$ 3797.00
Insurance	\$ 1800.00
Old Town Advertising	\$ 7000.00
Administration Expense	\$ 2195.00

Total Expenses	\$58992.00
-----------------------	-------------------



1 RESOLUTION NO. 13-

2 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUBURN, CA
3 LEVYING ANNUAL ASSESSMENTS IN CONNECTION WITH THE OLD TOWN
4 AUBURN BUSINESS IMPROVEMENT DISTRICT AND THE DOWNTOWN
5 BUSINESS IMPROVEMENT DISTRICTS FOR FISCAL YEAR 2013/14.
6 -----

7 THE CITY COUNCIL OF THE CITY OF AUBURN DOES RESOLVE:

8 **WHEREAS**, in 2002 the City Council established the Old Town Auburn Business
9 Improvement District (the "Old Town BID") and the Downtown Business
10 Improvement District (the "Downtown BID") as parking and business
11 improvements areas pursuant to the Parking & Business Improvement Area
12 Law of 1989 (Streets & Highways Code Sec 36500 et. Seq.) (the "1989 Law");
13 and

14 **WHEREAS**, by prior resolution dated May 13, 2013, the City Council declared
15 its intention to levy and collect assessments within the Old Town BID and the
16 Downtown BID for Fiscal Year 2013/14; and

17 **WHEREAS**, on June 10, 2013, the City Council held a properly noticed public
18 hearing pursuant to Section 36534 (b) of the 1989 Law, at which all
19 interested persons had an opportunity to present oral and written testimony on
20 the proposed Fiscal Year 2013/14 levy.

21 **NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE**
22 **CITY OF AUBURN, CALIFORNIA DOES RESOLVE AS FOLLOWS:**

23 Section 1. The City Council has considered and hereby overrules any protests
24 made at the June 10, 2013 public hearing.

25 Section 2. The City Council hereby finally confirms the reports entitled "Annual
26 Report for the Old Town Auburn Business Improvement District, Fiscal Year
27 2013/14" and "Annual Report for the Downtown Business Improvement
28 District, Fiscal Year 2013/14" (the "Reports"), each as originally filed in the

1 Office of the City Clerk and without change. The reports, which are on file in
2 the Office of the City Clerk and available for public inspection, are hereby
3 incorporated herein by reference.

4 Section 3. Pursuant to Section 36535 (c) of the 1989 Law, the adoption of this
5 Resolution constitutes the levy of the assessments for Fiscal Year 2013/14 in
6 connection with the Old Town BID and Downtown BID.

7 PASSED, APPROVED AND ADOPTED,

8 DATED: June 10, 2013

9
10 _____
Kevin Hanley, Mayor

11 ATTEST:

12 _____
Stephanie L. Snyder, City Clerk

13
14 I, Stephanie L. Snyder, City Clerk of the City of Auburn, hereby certify
15 that the foregoing resolution was duly passed at a regular meeting of the City
16 Council of the City of Auburn held on the 10th day of June 2013 by the
following vote on roll call:

17 Ayes:

18 Noes:

19 Absent:


20 _____
Stephanie L. Snyder, City Clerk



Report to the Auburn City Council

Agenda Item No. 11

City Manager's Approval

To: Mayor and City Council Members
From: Mark D'Ambrogi, Fire Chief 
Date: June 10, 2013
Subject: 2012 Weed Abatement Program, Assess Tax Roll

The Issue

Shall the City of Auburn recover costs associated with the 2012 weed abatement process for private properties within the City?

Conclusions and Recommendation

Staff recommends that the City Council, by resolution, approve the 2012 cost report of the weed abatement program and direct the City Clerk to file a certified copy of the report with the Placer County Auditor-Controller in order to collect cost assessments.

Background

The weed abatement program requires City personnel coordinate the abatement of weeds, dry grass, and or rubbish on private properties and recover costs associated with this abatement performance. Each parcel has been billed for services for a total of three (3) times resulting in non-payment each occurrence. This action is the result of such non-payment.

A total of four (4) parcels incurred abatement costs for a total of \$5,335.00. Attached to this report is the description and charges incurred for the individual properties. This resolution will authorize the City of Auburn to assess the property owner by placing such cost directly onto the individual property owner(s) tax roll. The Placer County Auditor-Controller's Office requires this action as authorization to follow procedures to collect charges. This action by the City Council is required to proceed forward for collection.

Alternatives Available to Council; Implications of Alternatives

1. Adopt the resolution;
2. Take no action, cost incurred for abatement will not be placed on the tax rolls and absorbed by the City of Auburn.

Fiscal Impact

The funds collected from this City Council action will reimburse the general fund for costs incurred for weed abatement process during the 2012 year. Due to processing the abatement assessment, actual reimbursement will not occur until the 2013/2014 Fiscal Year.

Attached

Weed Abatement Cost Report

**2012 Weed Abatement
Tax Roll Assessment
Cost and Fees**

Exhibit "A"

APN	SITE ADDRESS	STREET NAME	ABATEMENT COST	ADMIN FEE	TOTAL CHARGE	TAX CODE AREA	DISTRICT
004-100-033-000	1605	High Street	\$487.50	\$127.50	\$615.00	60700	Auburn City
004-100-020-000	1500	High Street	\$512.50	\$127.50	\$640.00	60700	Auburn City
055-040-028-000	Vacant Lot	Maidu and Riverview	\$1,912.50	\$127.50	\$2,040.00	60700	Auburn City
055-040-031-000	Vacant Lot	Maidu and Riverview	\$1,912.50	\$127.50	\$2,040.00	60700	Auburn City
TOTALS			\$4,825.00	\$382.50	\$5,335.00		

RESOLUTION NO. 13-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
AUBURN CONFIRMING A REPORT ACCOUNTING THE COSTS
OF WEED ABATEMENT AND CONFIRMING AND ORDERING
THE ASSESSMENT OF SUCH COSTS**

WHEREAS, Article 2, Chapter 13, Part 2, Division 3, Title 4 of the California Government Code (Section 39500 *et. seq.*) authorizes the City Council to order the abatement of weeds, rubbish and other flammable materials upon private property and to levy an assessment against such property for the cost of such abatement; and

WHEREAS, the City Council has, by prior action after duly noticed public hearing, issued an abatement order with respect to each of the properties described in Exhibit A to this resolution (the "Parcels"); and

WHEREAS, the City has incurred abatement costs with respect to each of the Parcels that remain unpaid by the owners of the Parcels; and

WHEREAS, on the date of the adoption of this Resolution, an itemized report accounting the cost of abatement in front of or on each of the Parcels (the "Report") was submitted to this City Council; and

WHEREAS, a copy of the Report is on file in the Office of the City Clerk and incorporated herein by reference; and

1 WHEREAS, on the date of the adoption of this Resolution, the City
2 Council held a public hearing at which the owners of each of the Parcels had an
3 opportunity to present the City Council with objections to the assessments
4 described in the Report (the "Hearing"); and
5

6 WHEREAS, a copy of the Report, with a notice of the time of the Hearing
7 was posted on or near the chamber door of the City Council for least three
8 days prior to the Hearing.
9

10 **THE CITY COUNCIL OF THE CITY OF AUBURN DOES RESOLVE AS**
11 **FOLLOWS:**

12 SECTION 1: The foregoing recitals are each true and correct.
13

14 SECTION 2. The City Council overrules any objections and confirms the
15 Report as submitted.
16

17 SECTION 3. The City Council confirms the assessments against each of
18 the parcels as shown on Exhibit A, hereto, and orders that the assessments be
19 transmitted to the County of Placer for collection at the same time and in the
20 same manner as ordinary municipal taxes.
21

22 SECTION 4. The City Clerk is directed to record in the office of the County
23 Recorder notice of this order confirming the assessment.
24
25
26
27
28

1 PASSED, APPROVED AND ADOPTED this 10th day of June 2013.

2
3
4
5 _____
6 Kevin Hanley, Mayor

7 ATTEST:

8 _____
9 Stephanie L. Snyder, City Clerk

10
11 I, Stephanie L. Snyder , City Clerk of the City of Auburn, hereby certify
12 that the foregoing resolution was duly passed at a regular meeting of the City
13 Council of the City of Auburn held on the 10th day of June 2013 by the
14 following vote on roll call:

15 Ayes:

16 Noes:

17 Absent:

18
19 _____
20 Stephanie L. Snyder, City Clerk
21
22
23
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28

"EXHIBIT A"

APN	SITE ADDRESS	STREET NAME	ABATEMENT COST	ADMIN FEE	TOTAL CHARGE	TAX CODE AREA	DISTRICT
004-100-033-000	1605	High Street	\$487.50	\$127.50	\$615.00	60700	Auburn City
004-100-020-000	1500	High Street	\$512.50	\$127.50	\$640.00	60700	Auburn City
055-040-028-000	Vacant Lot	Maidu and Riverview	\$1,912.50	\$127.50	\$2,040.00	60700	Auburn City
055-040-031-000	Vacant Lot	Maidu and Riverview	\$1,912.50	\$127.50	\$2,040.00	60700	Auburn City
TOTALS			\$4,825.00	\$382.50	\$5,335.00		

RESOLUTION NO. 13-

REQUESTING COLLECTION OF CHARGES ON TAX ROLL
FOR TAX YEAR 2013-2014

TAX CODE NUMBER 60700

DIRECT CHARGE NAME WEED ABATEMENT

Whereas, the City of Auburn (hereinafter City") requests the County of Placer collect on the County tax rolls certain charges which have been imposed pursuant to section 39574 of Government Code and Auburn Municipal Code section 95.01, and

Whereas, the County has required as a condition of the collection of said charges that the City warrant the legality of said charges and defend and indemnify the County from any challenge to the legality thereof,

Now, Therefore, Be It Hereby Resolved by the Council of the City of Auburn that:

1. The Auditor-Controller of Placer County is requested to attach for collection on the County tax rolls those taxes, assessments, fees and/or charges, attached hereto.
2. The City warrants and represents that the taxes, assessments, fees and/or charges imposed by the City and being requested to be collected by Placer County comply with all requirements of state law, including but not limited to Articles XIII C and XIII D of the California Constitution (Proposition 218).
3. The City releases and discharges County, and its officers, agents and employees from any and all claims, demands, liabilities, costs and expenses, damages, causes of action, and judgments, in any manner arising out of the collection by County on the property tax roll of any taxes, assessments, fees and/or charges on behalf of City.
4. In consideration for the County's collection of the charge through the County's property tax roll, the City agrees to and shall defend, indemnify and hold harmless the County, its officers, agents and employees (the "Indemnified Parties") from any and all claims, demands, liabilities, costs and expenses, damages, causes of action, and judgments, in any manner arising out of the collection by County of any of City's said taxes, assessments, fees and/or charges requested to be collected by County for City, or in any manner arising out of City's establishment and imposition of said taxes, assessments, fees and/or charges. City agrees that, in the event a judgment is entered in a court of law against any of the Indemnified

Parties as a result of the collection of one of City's taxes, assessments, fees and/or charges, the County may offset the amount of the judgment from any other monies collected by County on behalf of City, including property taxes.

5. The City agrees that its officers, agents and employees will cooperate with the County by responding to all inquiries referred to City by County from any person concerning the City's taxes, assessments, fees and/or charges, and that City will not refer such persons to County officers and employees for response.
6. The City agrees to pay the County for the reasonable and ordinary charges to recoup its costs of placement and collection on the tax rolls at the agreed upon rate of 1% of the taxes, assessments, fees and/or charges, as provided by Government Code sections 29304 and 51800.

PASSED AND ADOPTED by the City of Auburn this 10th day of June, 2013, by the following vote on roll call:

AYES

NOES

ABSENT

Kevin Hanley, Mayor

ATTEST:

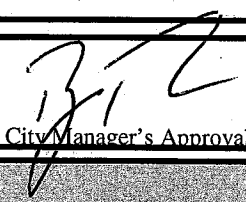
Stephanie L. Snyder, City Clerk

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Report to the Auburn City Council

Action Item

Agenda Item No. **12**

 City Manager's Approval

To: Mayor and City Council Members

From: Bernie Schroeder, Director of Public Works 
 Megan Siren, Administrative Analyst 

Date: June 10, 2013

Subject: Recology Auburn Placer – Solid Waste Collection 2 Year Rate Ceiling Increases 2013/14–2014/15

The Issue

Shall the City Council adopt the proposed rate ceilings for solid waste collection by Auburn Placer Disposal, for the period beginning July 1, 2013 to June 30, 2015?

Conclusions and Recommendation

Staff recommends that the City Council, BY **RESOLUTION**, adopt the 2.03% Cost of Living adjustment of the ceiling established by the City's franchise agreement with Recology Auburn Placer on residential and commercial rates shown on Attachment A for the July 1, 2013 through June 30, 2014 period and adopt a not to exceed 4% Cost of Living for the July 1, 2014 through June 30, 2015 period.

Background

Recology Auburn Placer (Recology) has requested a two-year change of the rate ceiling established by the City's franchise agreement with Recology for the collection and disposal of solid waste from residents and businesses in the City of Auburn (Attachment A). The requested adjusted rate ceiling reflects a 2.03% cost of living increase for the July 1, 2013 through June 30, 2014 period and a cost of living increase, based upon the Consumer Price Index but not to exceed 4% for the period of July 1, 2014 through June 30, 2015.

The Contract for Solid Waste Collection between the City of Auburn and Recology allows for City Council approval of annual adjustments in the maximum rate that Recology may charge residents and property owners in the City for service. The contract allows Recology to request an adjustment in the rate ceiling every two years with the provision that the ceiling on rates may not increase in the second year by more than the smaller of the increase in the consumer price index or 4%. This year's 2.03% C.O.L.A. is based upon the Consumer Price Index for California (Attachment D) from the State of California Department of Industrial Relations.

Since the 2.03% increase is not applied to the disposal component of Recology's rates and only applied to base rates, the maximum proposed residential rates are proposed to increase between 1.05% and 1.54%. The ceilings on commercial rates are proposed to increase between 0.89% and 1.48%. The rate ceiling increases average 1.31%.

The following is a comparison of current and proposed monthly rate ceilings for residential service:

Service Type	Current Rate Ceiling (FY 12/13)	Approx % Increase	Proposed Rate Ceiling (FY 13/14)
Curbside Can	\$17.13	1.46%	\$17.38
Backyard Can	\$20.08	1.54%	\$20.39
Toter Containers	\$27.73	1.05%	\$28.02
Low Income (1 Can)	\$14.11	1.20%	\$14.28

The following is a comparison of current and proposed monthly rate ceilings for commercial service.

Service Type	Current Rate Ceiling (FY 12/13)	Approx % Increase	Proposed Rate Ceiling (FY 13/14)
Commercial 32 Gallon Can	\$16.37	1.34%	\$16.59
Commercial Toter	\$26.99	1.04%	\$27.27
Commercial Boxes 1 Yard	\$96.56	1.48%	\$97.99
15 Yard Debris Box	\$326.48	1.35%	\$330.88
20 Yard Debris Box	\$371.53	1.23%	\$376.09
30 Yard Debris Box	\$459.92	1.06%	\$464.79
33 Yard Debris Box	\$482.88	1.01%	\$487.77
40 Yard Debris Box	\$553.55	0.92%	\$558.63
50 Yard Debris Box	\$653.47	0.89%	\$659.29
C&D Bin Rate ¹	\$137.15	1.60%	\$139.35

¹ Rate Subject to minimum of three containers per service

Attachment B shows all current and proposed rate ceilings for both residential and commercial service and examples of how the new rate ceilings are calculated.

Alternatives Available to Council; Implications of Alternatives

1. Approve, by **Resolution**, the two-year rate ceiling changes as recommended.
2. Request additional documentation before taking action.
3. Take no action. The City Attorney recommends against this third option as an ultimate action, as the City's franchise agreement with Recology obligates the City to consider adjustments in rate ceilings in good faith and the City cannot refuse an inflation adjustment without demonstrating that Recology is being permitted to fairly recover its costs. If the Council believes the rates requested are unjustified, the City Attorney recommends option 2.

Fiscal Impact

The City General Fund receives franchise fee revenues from the collected Franchise Fees (reflecting the wear and tear on City infrastructure from franchise operations) which are calculated as a percentage of Recology's revenues. Accordingly, franchise fees will increase slightly if the Council increases rate ceilings and Recology thereafter increases the rates.

Additional Information

Representatives from Recology will attend the Council Meeting to answer questions of the Council and the public.

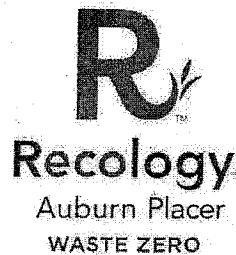
Attachment "A" – Letter of Request from Recology Auburn Placer

Attachment "B" – CPI for all Urban Consumers in California.

Attachment "C" - Current and Proposed Residential and Commercial Rates from Recology Auburn Placer

Attachment "D" – Rate Impact for Selected Services

Attachment "E" – Commercial & Residential Garbage Service Comparison



March 29, 2013

TO: Auburn City Council

FR: John Rowe, General Manager

RE: Refuse Collection C.O.L.A. Rate Adjustment

Recology Auburn Placer requests a C.O.L.A. rate adjustment effective July 1, 2013. The Contract for Solid Waste Collection, between the City of Auburn and Recology Auburn Placer, in Section 9, allows for an annual adjustment in fees charged by Recology Auburn Placer.

The rate adjustment contains a C.O.L.A. rate adjustment of 2.03%. It is important to remember that in most cases the rate adjustment to the individual customer will average 1.31%, (significantly less than 2.03%) since the increase is not applied to the disposal component of Recology Auburn Placer rates. Also, as in past years, the following years increase (July 1, 2014 through June 30, 2015) would also be adopted with a not to exceed 4% cost of living rate increase.

Recology Auburn Placer
Calculation of General Rate Increase
City of Auburn

To Become Effective July 1, 2013

Source: State of Ca., Dept. of Ind. Rel., CPI - California

Source:

Consumer Price Index - California
 State of California
 Department of Industrial Relations
 Division of Labor Statistics & Research
www.dir.ca.gov/DLSR

All Urban Consumers - California		
Index Date (Year & Month)	Index	
December 2011	233.0	
December 2012	**	237.7
Change	4.7	
% Change	2.030%	

CITY OF AUBURN

CURRENT
RESIDENTIAL RATES

	BASE RATE	DISPOSAL	BLUE BAG	FRANCHISE FEE	TOTAL
CURBSIDE CAN	\$ 9.61	\$ 4.42	\$ 0.58	\$ 2.52	\$ 17.13
Each Add'l Can	1.87	4.42		1.09	7.38
BACKYARD CAN	\$ 12.13	\$ 4.42	\$ 0.58	\$ 2.95	\$ 20.08
Each Add'l Can	3.39	4.42		1.35	9.16
TOTER CONTAINERS	\$ 12.02	\$ 11.05	\$ 0.58	\$ 4.08	\$ 27.73
Each Add'l toter	3.36	11.05		2.49	16.90
LOW INCOME					
1 CAN	\$ 7.03	\$ 4.42	\$ 0.58	\$ 2.08	\$ 14.11
Each Add'l Can	1.35	4.42		1.00	6.77
OVERSIZE CHARGE	\$ 1.96			\$ 0.34	\$ 2.30
GATE CHARGE	\$ 2.85			\$ 0.49	\$ 3.34
EXTRA CHARGE					
BAG	\$ 2.04	\$ 0.61		\$ 0.46	\$ 3.11
CAN	2.76	1.02		0.65	4.43

PROPOSED RATES - EFFECTIVE JULY 1, 2013
RESIDENTIAL RATES

	BASE RATE	DISPOSAL	BLUE BAG	FRANCHISE FEE	TOTAL
CURBSIDE CAN	\$ 9.81	\$ 4.42	\$ 0.59	\$ 2.56	\$ 17.38
Each Add'l Can	1.91	4.42		1.09	7.42
BACKYARD CAN	\$ 12.38	\$ 4.42	\$ 0.59	\$ 3.00	\$ 20.39
Each Add'l Can	3.46	4.42		1.36	9.24
TOTER CONTAINERS	\$ 12.26	\$ 11.05	\$ 0.59	\$ 4.12	\$ 28.02
Each Add'l toter	3.43	11.05		2.50	16.98
LOW INCOME					
1 CAN	\$ 7.17	\$ 4.42	\$ 0.59	\$ 2.10	\$ 14.28
Each Add'l Can	1.38	4.42		1.00	6.80
OVERSIZE CHARGE	\$ 2.00			\$ 0.35	\$ 2.35
GATE CHARGE	\$ 2.91			\$ 0.50	\$ 3.41
EXTRA CHARGE					
BAG	\$ 2.08	\$ 0.61		\$ 0.46	\$ 3.15
CAN	2.82	1.02		0.66	4.50

CITY OF AUBURN

CURRENT
COMMERCIAL RATES

Size	1 x W	2 x W	3 x W	4 x W	5 x W	6 x W
1 Cu Yd	\$ 60.25					
Disposal	22.10					
Sub Total	\$ 82.35					
Fran Fee	14.21					
TOTAL	\$ 96.56					
2 Cu Yd	\$ 100.01	\$141.90	\$257.06	\$333.52	\$411.76	\$489.56
Disposal	44.20	88.40	132.60	176.80	221.00	265.20
Sub Total	\$ 144.21	\$ 230.30	\$ 389.66	\$ 510.32	\$ 632.76	\$ 754.76
Fran Fee	24.88	39.73	67.22	88.03	109.15	130.20
TOTAL	\$ 169.09	\$ 270.03	\$ 456.88	\$ 598.35	\$ 741.91	\$ 884.96
3 Cu Yd	\$ 138.24	\$255.45	\$372.84	\$489.71	\$604.40	\$763.63
Disposal	66.30	132.60	198.90	265.20	331.50	397.80
Sub Total	\$ 204.54	\$ 388.05	\$ 571.74	\$ 754.91	\$ 935.90	\$ 1,161.43
Fran Fee	35.28	66.94	98.63	130.22	161.44	200.35
TOTAL	\$ 239.82	\$ 454.99	\$ 670.37	\$ 885.13	\$ 1,097.34	\$ 1,361.78
4 Cu Yd	\$ 165.02	\$304.90	\$496.93	\$653.07	\$805.95	\$982.99
Disposal	88.40	176.80	265.20	353.60	442.00	530.40
Sub Total	\$ 253.42	\$ 481.70	\$ 762.13	\$1,006.67	\$ 1,247.95	\$ 1,513.39
Fran Fee	43.71	83.09	131.47	173.65	215.27	261.06
TOTAL	\$ 297.13	\$ 564.79	\$ 893.60	\$1,180.32	\$ 1,463.22	\$ 1,774.45
5 Cu Yd	\$ 214.34	\$395.92	\$621.16	\$817.37	\$1,007.60	\$1,202.33
Disposal	110.50	221.00	331.50	442.00	552.50	663.00
Sub Total	\$ 324.84	\$ 616.92	\$ 952.66	\$1,259.37	\$ 1,560.10	\$ 1,865.33
Fran Fee	56.03	106.42	164.33	217.24	269.12	321.77
TOTAL	\$ 380.87	\$ 723.34	\$ 1,116.99	\$1,476.61	\$ 1,829.22	\$ 2,187.10
6 Cu Yd	\$ 268.46	\$495.83	\$772.46	\$980.19	\$1,208.99	\$1,479.22
Disposal	132.60	265.20	397.80	530.40	663.00	795.60
Sub Total	\$ 401.06	\$ 761.03	\$ 1,170.26	\$1,510.59	\$ 1,871.99	\$ 2,274.82
Fran Fee	69.18	131.28	201.87	260.58	322.92	392.41
TOTAL	\$ 470.24	\$ 892.31	\$ 1,372.13	\$1,771.17	\$ 2,194.91	\$ 2,667.23
7 Cu Yd	\$ 322.54	\$595.78	\$923.74	\$1,143.00	\$1,410.35	\$1,756.12
Disposal	154.70	309.40	464.10	618.80	773.50	928.20
Sub Total	\$ 477.24	\$ 905.18	\$ 1,387.84	\$1,761.80	\$ 2,183.85	\$ 2,684.32
Fran Fee	82.32	156.14	239.40	303.91	376.71	463.05
TOTAL	\$ 559.56	\$1,061.32	\$ 1,627.24	\$2,065.71	\$ 2,560.56	\$ 3,147.37

CITY OF AUBURN

PROPOSED RATES - EFFECTIVE JULY 1, 2013

COMMERCIAL RATES

Size	1 x W	2 x W	3 x W	4 x W	5 x W	6 x W
1 Cu Yd	\$ 61.47					
Disposal	22.10					
Sub Total	\$ 83.57					
Fran Fee	14.42					
TOTAL	\$ 97.99					
2 Cu Yd	\$ 102.04	\$ 144.78	\$ 262.28	\$ 340.29	\$ 420.12	\$ 499.50
Disposal	44.20	88.40	132.60	176.80	221.00	265.20
Sub Total	\$ 146.24	\$ 233.18	\$ 394.88	\$ 517.09	\$ 641.12	\$ 764.70
Fran Fee	25.23	40.22	68.12	89.20	110.59	131.91
TOTAL	\$ 171.47	\$ 273.40	\$ 463.00	\$ 606.29	\$ 751.71	\$ 896.61
3 Cu Yd	\$ 141.05	\$ 260.64	\$ 380.41	\$ 499.65	\$ 616.67	\$ 779.13
Disposal	66.30	132.60	198.90	265.20	331.50	397.80
Sub Total	\$ 207.35	\$ 393.24	\$ 579.31	\$ 764.85	\$ 948.17	\$ 1,176.93
Fran Fee	35.77	67.83	99.93	131.94	163.56	203.02
TOTAL	\$ 243.12	\$ 461.07	\$ 679.24	\$ 896.79	\$ 1,111.73	\$ 1,379.95
4 Cu Yd	\$ 168.37	\$ 311.09	\$ 507.02	\$ 666.33	\$ 822.31	\$ 1,002.94
Disposal	88.40	176.80	265.20	353.60	442.00	530.40
Sub Total	\$ 256.77	\$ 487.89	\$ 772.22	\$ 1,019.93	\$ 1,264.31	\$ 1,533.34
Fran Fee	44.29	84.16	133.21	175.94	218.09	264.50
TOTAL	\$ 301.06	\$ 572.05	\$ 905.43	\$ 1,195.87	\$ 1,482.40	\$ 1,797.84
5 Cu Yd	\$ 218.69	\$ 403.96	\$ 633.77	\$ 833.96	\$ 1,028.05	\$ 1,226.74
Disposal	110.50	221.00	331.50	442.00	552.50	663.00
Sub Total	\$ 329.19	\$ 624.96	\$ 965.27	\$ 1,275.96	\$ 1,580.55	\$ 1,889.74
Fran Fee	56.79	107.81	166.51	220.10	272.64	325.98
TOTAL	\$ 385.98	\$ 732.77	\$ 1,131.78	\$ 1,496.06	\$ 1,853.19	\$ 2,215.72
6 Cu Yd	\$ 273.91	\$ 505.90	\$ 788.14	\$ 1,000.09	\$ 1,233.53	\$ 1,509.25
Disposal	132.60	265.20	397.80	530.40	663.00	795.60
Sub Total	\$ 406.51	\$ 771.10	\$ 1,185.94	\$ 1,530.49	\$ 1,896.53	\$ 2,304.85
Fran Fee	70.12	133.01	204.57	264.01	327.15	397.59
TOTAL	\$ 476.63	\$ 904.11	\$ 1,390.51	\$ 1,794.50	\$ 2,223.68	\$ 2,702.44
7 Cu Yd	\$ 329.09	\$ 607.87	\$ 942.49	\$ 1,166.20	\$ 1,438.98	\$ 1,791.77
Disposal	154.70	309.40	464.10	618.80	773.50	928.20
Sub Total	\$ 483.79	\$ 917.27	\$ 1,406.59	\$ 1,785.00	\$ 2,212.48	\$ 2,719.97
Fran Fee	83.45	158.23	242.64	307.91	381.65	469.19
TOTAL	\$ 567.24	\$ 1,075.50	\$ 1,649.23	\$ 2,092.91	\$ 2,594.13	\$ 3,189.16

CITY OF AUBURN

CURRENT
COMMERCIAL RATES

	BASE RATE	DISPOSAL	N / A	FRANCHISE FEE	TOTAL
1 - 32-gallon CAN	\$ 9.54	\$ 4.42		\$ 2.41	\$ 16.37
1 COMMERCIAL Toter	\$ 11.97	\$ 11.05		\$ 3.97	\$ 26.99
EXTRA EMPTIES:					
1 Cubic Yard	\$ 21.35	\$ 5.10		\$ 4.56	\$ 31.01
2 Cubic Yard	24.91	10.20		6.06	41.17
3 Cubic Yard	35.00	15.30		8.68	58.98
4 Cubic Yard	38.36	20.40		10.14	68.90
5 Cubic Yard	43.52	25.50		11.91	80.93
6 Cubic Yard	43.07	30.60		12.71	86.38
7 Cubic Yard	46.31	35.70		14.15	96.16
BIN RENTAL					
1 Cubic Yard	\$ 16.10			\$ 2.78	\$ 18.88
2 Cubic Yard	19.94			3.44	23.38
3 Cubic Yard	24.08			4.15	28.23
4 Cubic Yard	27.94			4.82	32.76
5 Cubic Yard	31.91			5.50	37.41
6 Cubic Yard	36.02			6.21	42.23
7 Cubic Yard	40.07			6.91	46.98

PROPOSED RATES - EFFECTIVE JULY 1, 2013
COMMERCIAL RATES

	BASE RATE	DISPOSAL	N / A	FRANCHISE FEE	TOTAL
1 - 32-gallon CAN	\$ 9.73	\$ 4.42		\$ 2.44	\$ 16.59
1 COMMERCIAL Toter	\$ 12.21	\$ 11.05		\$ 4.01	\$ 27.27
EXTRA EMPTIES:					
1 Cubic Yard	\$ 21.78	\$ 5.10		\$ 4.64	\$ 31.52
2 Cubic Yard	25.42	10.20		6.14	41.76
3 Cubic Yard	35.71	15.30		8.80	59.81
4 Cubic Yard	39.14	20.40		10.27	69.81
5 Cubic Yard	44.40	25.50		12.06	81.96
6 Cubic Yard	43.94	30.60		12.86	87.40
7 Cubic Yard	47.25	35.70		14.31	97.26
BIN RENTAL					
1 Cubic Yard	\$ 16.43			\$ 2.83	\$ 19.26
2 Cubic Yard	20.34			3.51	23.85
3 Cubic Yard	24.57			4.24	28.81
4 Cubic Yard	28.51			4.92	33.43
5 Cubic Yard	32.56			5.62	38.18
6 Cubic Yard	36.75			6.34	43.09
7 Cubic Yard	40.88			7.05	47.93

CITY OF AUBURN

CURRENT
COMMERCIAL RATES
TEMPORARY BIN RATES

	BASE RATE	DISPOSAL	N / A	FRANCHISE FEE	TOTAL
5 Cubic Yard	\$ 84.30	\$ 25.50		\$ 18.94	\$ 128.74
6 Cubic Yard	88.54	30.60		20.55	139.69
7 Cubic Yard	92.82	35.70		22.17	150.69

PROPOSED RATES - EFFECTIVE JULY 1, 2013

COMMERCIAL RATES
TEMPORARY BIN RATES

	BASE RATE	DISPOSAL	N / A	FRANCHISE FEE	TOTAL
5 Cubic Yard	\$ 86.01	\$ 25.50		\$ 19.24	\$ 130.75
6 Cubic Yard	90.34	30.60		20.86	141.80
7 Cubic Yard	94.70	35.70		22.49	152.89

CURRENT
COMMERCIAL RATES
DEBRIS BOXES

	BASE RATE	DISPOSAL	N / A	FRANCHISE FEE	TOTAL
15 Cubic Yard	184.61	\$93.84		\$ 48.03	\$ 326.48
20 Cubic Yard	191.75	125.12		54.66	371.53
30 Cubic Yard	204.58	187.68		67.66	459.92
33 Cubic Yard	205.39	206.45		71.04	482.88
40 Cubic Yard	221.70	250.24		81.41	553.35
50 Cubic Yard	244.53	312.80		96.14	653.47

PROPOSED RATES - EFFECTIVE JULY 1, 2013

COMMERCIAL RATES
DEBRIS BOXES

	BASE RATE	DISPOSAL	N / A	FRANCHISE FEE	TOTAL
15 Cubic Yard	\$ 188.36	\$93.84		\$ 48.68	\$ 330.88
20 Cubic Yard	195.64	125.12		55.33	376.09
30 Cubic Yard	208.73	187.68		68.38	464.79
33 Cubic Yard	209.56	206.45		71.76	487.77
40 Cubic Yard	226.20	250.24		82.19	558.63
50 Cubic Yard	249.49	312.80		97.00	659.29

CITY OF AUBURN

CURRENT
COMMERCIAL RATES
C & D BIN RATES

	BASE RATE	DISPOSAL	N / A	FRANCHISE FEE	TOTAL
7 Cubic Yard	92.82	24.15		20.18	137.15

PROPOSED RATES - EFFECTIVE JULY 1, 2013

COMMERCIAL RATES

C & D BIN RATES

	BASE RATE	DISPOSAL	N / A	FRANCHISE FEE	TOTAL
7 Cubic Yard Subject to Note	94.70	24.15		20.50	139.35

Note: Rate subject to minimum of three containers per service.

Recology Auburn Placer
CITY of AUBURN
Rate Impact - Selected Services
Rate Year July 1, 2013 - June 30, 2014

SERVICE	Rate		Change	
	Old	New	\$	%
1 x 32 gallon can				
Base	\$ 9.61	\$ 9.81	\$0.20	2.08%
Disposal	4.42	4.42	0.00	0.00%
Other	0.58	0.59	0.01	1.72%
Franchise Fee	2.52	2.56	0.04	1.59%
Total Charge	\$17.13	\$17.38	\$0.25	1.46%
1 x Toter				
Base	\$ 12.02	\$ 12.26	\$0.24	2.00%
Disposal	11.05	11.05	0.00	0.00%
Other	0.58	0.59	0.01	1.72%
Franchise Fee	4.08	4.12	0.04	0.98%
Total Charge	\$27.73	\$28.02	\$0.29	1.05%
Low Income				
Base	\$ 7.03	\$ 7.17	\$0.14	1.99%
Disposal	4.42	4.42	0.00	0.00%
Other	0.58	0.59	0.01	1.72%
Franchise Fee	2.08	2.10	0.02	0.96%
Total Charge	\$14.11	\$14.28	\$0.17	1.20%
1 x 1 cubic yard Bin	1 time per week			
Base	\$ 60.25	\$ 61.47	\$1.22	2.02%
Disposal	22.10	22.10	0.00	0.00%
Other			0.00	
Franchise Fee	14.21	14.42	0.21	1.48%
Total Charge	\$96.56	\$97.99	\$1.43	1.48%
1 x 4 cubic yard Bin	1 time per week			
Base	\$ 165.02	\$ 168.37	\$3.35	2.03%
Disposal	88.40	88.40	0.00	0.00%
Other			0.00	
Franchise Fee	43.71	44.29	0.58	1.32%
Total Charge	\$297.13	\$301.06	\$3.93	1.32%
1 x 30 cubic yard Debris Box				
Base	\$204.58	\$208.73	\$4.15	2.03%
Disposal	187.68	187.68	0.00	0.00%
Other			0.00	
Franchise Fee	67.66	68.38	0.72	1.06%
Total Charge	\$459.92	\$464.79	\$4.87	1.06%

**Recology Auburn Placer
City of Auburn
Calculation of Rate Increase for Residential Service
Curbside Can**

Base Rate Calculation

Current Base Rate (1 Can per Week)		\$ 9.61	
Cost of Living Increase (COLA)	2.0300% x \$ 9.61	0.20	
Adjust for Sr. Citizen Rate		0.00	
New / Proposed Base Rate			\$ 9.81
Current Base Rate (Blue Bag)		\$ 0.58	
Cost of Living Increase (COLA)	2.0300% x \$ 0.58	0.01	
New / Proposed Blue Bag Component			0.59

Disposal Component Calculation

Number of Cans		1	
Pounds per Can		30	
Pounds per Week		30	
Weeks per Year		52	
Pounds per Year		1,560	
Months per Year		12	
Pounds per Month		130	
Pounds per Ton		2,000	
Tons per Month		0.0650	
New Landfill Rate		\$68.00	
Monthly Disposal Cost			4.42
Rate before Franchise Fees			\$ 14.82

Franchise Fees & Surcharges

Franchise Fee	17.38 x 13.20%	\$ 2.29	
Optional Management of Closed Landfill	17.38 x 1.51%	0.26	
Total Franchise Fees & Surcharges	17.38 x 14.71%	(0.01)	2.56
TOTAL RATE			\$ 17.38

Previous Rate: \$ 17.13
Increase: 0.25
% Increase 1.46%

Recology Auburn Placer

City of Auburn

Calculation of Rate Increase for Residential Service

Toter

Base Rate Calculation

Current Base Rate (1 Toter per Week)		\$ 12.02	
Cost of Living Increase (COLA)	2.0300% x \$ 12.02	0.24	
Adjust for Sr. Citizen Rate		0.00	
New / Proposed Base Rate			\$ 12.26
Current Base Rate (Blue Bag)		\$ 0.58	
Cost of Living Increase (COLA)	2.0300% x \$ 0.58	0.01	
New / Proposed Blue Bag Component			0.59

Disposal Component Calculation

Number of Toters	1	
Pounds per Toter	75	
Pounds per Week	75	
Weeks per Year	52	
Pounds per Year	3,900	
Months per Year	12	
Pounds per Month	325	
Pounds per Ton	2,000	
Tons per Month	0.1625	
New Landfill Rate	\$ 68.00	
Monthly Disposal Cost		11.05
Rate before Franchise Fees		\$ 23.90

Franchise Fees & Surcharges

Franchise Fee	28.02 x 13.20%	\$ 3.70	
Optional Management of Closed Landfill	28.02 x 1.51%	0.42	
Total Franchise Fees & Surcharges	28.02 x 14.71%		4.12
TOTAL RATE			\$ 28.02

Previous Rate: \$ 27.73
 Increase: 0.29
 % Increase 1.05%

Recology Auburn Placer

City of Auburn

Calculation of Rate Increase for Commercial Bin Service

1 Cubic Yard Bin, One Time per Week

Base Rate Calculation

Current Base Rate (1 x 1 Cu Yd Bin, 1 Time per Week)	\$60.25	
Cost of Living Increase (COLA) 2.0300% x \$60.25	1.22	
Adjust for Sr. Citizen Rate	0.00	
New / Proposed Base Rate		\$61.47

Disposal Component Calculation

Number of Cubic Yards	1	
Pounds per Cubic Yard	150	
Pounds per Week	150	
Weeks per Year	52	
Pounds per Year	7,800	
Months per Year	12	
Pounds per Month	650	
Pounds per Ton	2,000	
Tons per Month	0.3250	
New Landfill Rate	\$68.00	
Monthly Disposal Cost		22.10
Rate before Franchise Fees		\$83.57

Franchise Fees & Surcharges

Franchise Fee	97.99 x 13.20%	\$12.93	
Optional Management of Closed Landfill	97.99 x 1.51%	1.48	
Total Franchise Fees & Surcharges	97.99 x 14.71%	(0.01)	14.42
TOTAL RATE			\$97.99

Previous Rate: \$96.56
Increase: 1.43
% Increase 1.49%

Recology Auburn Placer

City of Auburn

Calculation of Rate Increase for Debris Box Service

1 x 30 Cubic Yard Container, Rate is per Pull

Base Rate Calculation

Current Base Rate (1 x 30 Cu Yd Debris Box)		\$204.58	
Cost of Living Increase (COLA)	2.0300% x \$204.58	4.15	
Adjust for Sr. Citizen Rate		0.00	
New / Proposed Base Rate			\$208.73

Disposal Component Calculation

Number of Cubic Yards		30	
Pounds per Cubic Yard		272	
Pounds per Load		8,160	
Pounds per Ton		2,000	
Tons per Pickup		4.0800	
New Landfill Rate		\$46.00	
Disposal Cost			187.68
Rate before Franchise Fees			\$396.41

Franchise Fees & Surcharges

Franchise Fee	464.79 x 13.20%	\$ 61.35	
Optional Management of Closed Landfill	464.79 x 1.51%	7.02	
Total Franchise Fees & Surcharges	464.79 x 14.71%		68.38
TOTAL RATE			\$464.79

Previous Rate: \$459.92
 Increase: 4.87
 % Increase 1.06%

RESIDENTIAL GARBAGE SERVICE COMPARISON

CAN (MINIMUM) SERVICE

2013

CITY OF ROCKLIN	24.73 (proposed)
TOWN OF LOOMIS	13.00 (proposed)
CITY OF AUBURN	17.38 (proposed)
EL DORADO COUNTY (FOOTHILL)	23.65
GRASS VALLEY	16.64
CITY OF ROSEVILLE	23.05 (no minimum service-- proposed)
CITY OF FOLSOM	22.50
CITY OF DAVIS	30.63
PLACER COUNTY	17.36
VACAVILLE SANITARY	21.61
CITY OF COLFAX	19.50
NEVADA COUNTY	21.93 (includes parcel fee)
NAPA COUNTY (UPPER VALLEY DISPOSAL)	33.84
WILLIAMS	27.77 (no minimum service)
CITY OF LINCOLN	19.98
CITY OF WEST SACRAMENTO	15.17
CITY OF CITRUS HEIGHTS	19.56
SACRAMENTO COUNTY	19.95
AVERAGE	21.57

RESIDENTIAL GARBAGE SERVICE COMPARISON Attachment E

TOTER SERVICE

2013

CITY OF ROCKLIN	24.73 (proposed)
TOWN OF LOOMIS	25.13 (proposed)
CITY OF AUBURN	28.02 (proposed)
EL DORADO COUNTY (FOOTHILL)	34.91
GRASS VALLEY	39.63 (includes 96 gallon green waste)
CITY OF ROSEVILLE	23.05
CITY OF FOLSOM	25.50
CITY OF DAVIS	30.63
PLACER COUNTY	29.99
VACAVILLE SANITARY	24.44
CITY OF COLFAX	36.46
NEVADA COUNTY	46.68 (includes parcel fee and 96 gallon green waste)
NAPA COUNTY (UPPER VALLEY DISPOSAL)	101.52
WILLIAMS	27.77 (green waste & recycle toters)
CITY OF LINCOLN	19.98
CITY OF WEST SACRAMENTO	24.17
CITY OF CITRUS HEIGHTS	27.05
SACRAMENTO COUNTY	30.76
AVERAGE	33.36

COMMERCIAL GARBAGE SERVICE COMPARISON

4 YARD SERVICE, ONCE PER WEEK

2013

CITY OF ROCKLIN	295.08 (proposed)
TOWN OF LOOMIS	290.26 (proposed)
CITY OF AUBURN	301.06 (proposed)
EL DORADO COUNTY (FOOTHILL)	258.92
GRASS VALLEY	396.30
CITY OF ROSEVILLE	161.58
CITY OF DAVIS	289.59
CITY OF FOLSOM	138.00
PLACER COUNTY	317.68
VACAVILLE SANITARY	445.00
CITY OF COLFAX	312.69
NEVADA COUNTY	413.96 (does not include additional tonnage fee for customers. Includes parcel fee)
NAPA COUNTY (UPPER VALLEY DISPOSAL)	671.76
WILLIAMS	195.67 (no commercial recycling)
CITY OF LINCOLN	150.85
CITY OF WEST SACRAMENTO	147.68
AVERAGE	299.13

LANDFILL FEE PER TON

2013

EL DORADO COUNTY	62.62 per ton
VACAVILLE	30.95 per ton
DAVIS	39.63 per ton
GRASS VALLEY	63.77 per ton
WESTERN PLACER LANDFILL	68.00 per ton
NAPA COUNTY (UPPER VALLEY DISPOSAL)	67.87 per ton
COLUSA COUNTY & WILLIAMS	72.94 per ton
NEVADA COUNTY	72.00 per ton
SACRAMENTO KIEFER LANDFILL	30.00 per ton
AVERAGE	56.42 per ton

RESOLUTION NO. 13-

RESOLUTION APPROVING A TWO YEAR RATE CEILING INCREASE FOR SOLID
WASTE COLLECTION 2012/14-2013/14-RECOLOGY AUBURN PLACER

THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY RESOLVE:

That the City Council of the City of Auburn does hereby adopt the 2.03% cost of living rate adjustment of the ceiling established by the City's franchise agreement with Recology Auburn Placer on residential and commercial rates shown on Exhibit A with Recology Auburn Placer for the July 1, 2013 through June 30, 2014 period and adopt a not to exceed 4% cost of living rate adjustment of the ceiling for the July 1, 2014 through June 30, 2015 period.

DATED: June 10, 2013

Kevin Hanley, Mayor

ATTEST:

Stephanie L. Snyder, City Clerk

I, Stephanie L. Snyder, City Clerk of the City of Auburn, hereby certify that the foregoing resolution was duly passed at a regular meeting of the City Council of the City of Auburn held on the 10th day of June 2013 by the following vote on roll call:

Ayes:

Noes:

Absent:

Stephanie L. Snyder, City Clerk

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